

34-LS1172\H  
Dunmire  
5/16/26

**HOUSE CS FOR SENATE BILL NO. 258( )**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**THIRTY-FOURTH LEGISLATURE - SECOND SESSION**

**BY**

**Offered:**  
**Referred:**

**Sponsor(s): SENATOR KIEHL**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to contracts for the licensing of software applications."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 \* **Section 1.** AS 36.90 is amended by adding a new section to read:

4 **Sec. 36.90.310. Software licenses.** (a) Except for a contract entered into under  
5 AS 36.30.300 - 36.30.320, a contract entered into by the state to license a software  
6 application designed to run on generally available desktop or server hardware may not  
7 limit the state's ability to install or run the software on desktop or server hardware of  
8 the state's choosing.

9 (b) This section does not prohibit the state from

10 (1) entering into a contract that includes a restriction that is necessary  
11 because of a federal accreditation requirement, a security certification requirement, or  
12 the technical architecture of the software application; or

13 (2) voluntarily purchasing bundled software, including cloud, hosting,  
14 support, or related services, or from negotiating pricing discounts associated with  
15 those purchases under a contract that does not otherwise restrict the state's ability to

1 install or operate the software application on desktop or server hardware of the state's  
2 choosing if the state determines in writing that the restriction is in the best interest of  
3 the state.

4 (c) The commissioner of administration may adopt regulations to implement  
5 this section.

6 (d) In this section, "state" has the meaning given to "state or a political  
7 subdivision of the state" in AS 36.95.010.

8 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
9 read:

10 **APPLICABILITY.** AS 36.90.310, enacted by sec. 1 of this Act, applies to a contract  
11 entered into, renewed, or amended on or after the effective date of sec. 1 of this Act.