

# *Alaska State Legislature*

Senator Shelley Hughes, Chair  
Session: Capitol Room 30  
Juneau, AK 99801  
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Senator Lyman Hoffman  
Senator David Wilson  
Senator Elvi Gray-Jackson

## *Senate Community and Regional Affairs Committee*

### **SB 144: DISASTER EMERGENCY PROCLAMATIONS**

*" An Act relating to disaster emergencies."*

### **Explanation of Changes from Version I to Version W**

**Change 1** – AS 18.15.390 (b) is removed from the bill and the remaining sections are renumbered accordingly.

**Change 2** – Section 1 AS 22.10.020 (j) is amended by removing the reference to AS 26.23.023 and changing the requirement of the superior court to expedite consideration of challenges to the lawfulness of state and local emergency orders from 72 hours to 5 days.

**Change 3** – Section 2 AS 26.23.020 (c) is amended to state that a substantially similar proclamation of statewide disaster emergency may not take effect unless the legislature approves it by law. New language is added to state that the legislature may terminate or amend a proclamation of disaster emergency by law including through teleconference or digital means. The limitation that a governor may not issue more than one proclamation for the same or related disaster emergency has been removed.

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**Change 4** – Section 3 AS 26.23.020 adds two new subsections. Subsection (l) establishes that in cases where a substantially similar disaster emergency proclamation is issued, or the legislature extends a statewide declaration of disaster emergency by law that the governor shall provide the legislature and the general public an advisory economic impact assessment or potential economic effects caused by the proclamation or declaration. Subsection (m) establishes that at the conclusion of a statewide disaster emergency which has been extended beyond 30 days, the governor shall provide the legislature and the general public a report detailing the economic impacts of the disaster, the declaration of disaster emergency, and of any subsequent orders related to the declaration of disaster emergency within one year of lifting the declaration.

**Change 5** – AS 26.23.023 is removed from the bill and the remaining sections are renumbered accordingly.

**Change 6** – Section 4 AS 24.05.105 adds a new subsection providing the legislature with the ability to declare an emergency and discontinue meeting physically because of the emergency and establishes means of remote participation and voting.

**Change 7** – Section 5 AS 29.10.200 is amended with clarifying and conforming language that limits home rule powers for statewide disaster emergencies and municipal emergency orders.

**Change 8** – Section 6 AS 29.20.650 is amended to state that a municipality may not issue a mandate, guideline, or recommendation that is stricter than a mandate, guideline, or recommendation contained in a statewide declaration of disaster emergency.

**Change 9** – Section 7 AS 22.10.020 (j) adds a new section clarifying that Section 1 has the effect of amending Rule 40 of the Alaska Rules of Civil Procedure and conditions the passage of Section 1 on a two-thirds majority vote of each house.