

AMENDMENT #38

OFFERED IN THE SENATE  
TO: SCS CSHB 76(FIN)

BY SENATOR REINBOLD

1 Page 2, line 1, following "funding;":

2 Insert "relating to the powers of the governor during a disaster emergency;  
3 relating to the powers of municipalities;"

4  
5 Page 14, following line 10:

6 Insert new bill sections to read:

7 \*\* Sec. 17. AS 26.23.020(b) is amended to read:

8 (b) Except as provided in (l) of this section, the [THE] governor may issue  
9 orders, proclamations, and regulations necessary to carry out the purposes of this  
10 chapter, and amend or rescind them. These orders, proclamations, and regulations  
11 have the force of law.

12 \* Sec. 18. AS 26.23.020 is amended by adding new subsections to read:

13 (l) The governor may not issue an order, proclamation, or regulation that

14 (1) requires an individual to stay at home or shelter in place;

15 (2) prohibits or restricts the operations of a business or a place of  
16 worship; or

17 (3) declares a person or a business as essential or nonessential based on  
18 the trade or occupation of the person or business.

19 (m) In this section, "business" has the meaning given in AS 18.35.399.

20 \* Sec. 19. AS 26.23.140 is amended by adding new subsections to read:

21 (d) Notwithstanding a local disaster emergency declared under (a) of this  
22 section, a municipality may not issue an order, proclamation, or regulation that

23 (1) requires an individual to stay at home or shelter in place;

1                   (2) prohibits or restricts the operations of a business or a place of  
2                   worship; or

3                   (3) declares a person or a business as essential or nonessential based on  
4                   the trade or occupation of the person or business.

5                   (e) In this section, "business" has the meaning given in AS 18.35.399."

6

7                   Renumber the following bill sections accordingly.

8

9                   Page 15, line 2:

10                  Delete "Except as provided in (b) of this section, this Act is"

11                  Insert "Sections 1, 2(b) - (d), 3 - 10, 12 - 16, and 20 - 23 of this Act are"