

Original Sponsor: Rules Committee
by request of the Governor

Offered: 3/12/69
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 77

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act granting certain emergency powers to the
7 governor."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 44.19 is amended by adding a new section to read:

10 Sec. 44.19.112. EMERGENCY POWERS OF THE GOVERNOR. (a) When the
11 governor finds that life, property or the general economic conditions
12 in an area of the state are endangered by natural disaster or civil dis-
13 order, he may by written proclamation declare that a state of emergency
14 exists. The proclamation shall state the cause of the emergency,
15 designate the area affected and be published generally throughout the
16 state. When the state of emergency no longer exists, the governor shall
17 issue a written proclamation stating this fact and publish it generally
18 throughout the state. The proclaimed state of emergency may last only
19 10 days; however, the proclamation may be renewed.

20 (b) While a state of emergency exists, the governor or his
21 designee may, in the emergency area,

22 (1) regulate the movement of persons and vehicles, except
23 to prevent a person from going to his home;

24 (2) assume control of all emergency operations and do all
25 things considered necessary to alleviate the immediate conditions;

26 (3) regulate the hours of closure of business;

27 (4) control the sale of products which might jeopardize the
28 general welfare of the area's inhabitants;

29 (5) close or limit the use of streets and highways;

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and

(6) control the distribution of food, clothing, fuel, medicine, and supplies in the emergency area.

(c) Except when the governor orders in the national guard to assist during a state of emergency, the enforcement of state and local laws and the orders of the governor or his designee shall be carried out by civil authorities.

(d) A person who wilfully disobeys a lawful order of the governor or his designee, given under this section, is guilty of a misdemeanor.