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Revisor's notes. — In 1990, in this section a reference to AS 26.23.010 — 26.23.220 was substituted for "this chapter" to reflect the enactment of AS 26.23.300 and 26.23.400 by ch. 178, SLA 1990.

Sec. 26.23.230. [Renumbered as AS 26.23.900.]

Article 2. Disaster Relief Fund.

Section

300 Disaster relief fund

Administrative Code. — For disaster assistance programs, see 6 AAC 94.

Sec. 26.23.300. Disaster relief fund. (a) There is in the Office of the Governor a disaster relief fund. The Department of Revenue is custodian of the fund.

(b) Subject to the restrictions of AS 26.23.020(h) — (k), the governor may expend the assets of the disaster relief fund for the following purposes:

(1) to implement provisions of law relating to disaster relief in the case of a disaster or an incident;

(2) to alleviate the effects of a disaster or an incident by making grants or loans to persons or political subdivisions on terms the governor considers appropriate or by other means the governor considers appropriate.

(c) *[Repealed, § 7 ch 4 SLA 2000.]*

(d) The governor shall present to the legislature an annual accounting of money expended from the disaster relief fund.

(e) The governor shall adopt regulations to carry out the provisions of this section. (§ 17 ch 178 SLA 1990; am §§ 5, 7 ch 4 SLA 2000)

Effect of amendments. — The 2000 amendment, introductory language and inserted "or an incident" in effective June 16, 2000, in subsection (b) rewrote the paragraphs (1) and (2); and repealed subsection (c).

Article 3. Fuel Emergency.

Section

400 Fuel emergency fund

Sec. 26.23.400. Fuel emergency fund. There is established in the Office of the Governor the fuel emergency fund. When the governor determines that a shortage of fuel is sufficiently severe to justify state assistance, the governor may make a grant from the fuel emergency fund to a political subdivision to purchase emergency supplies of fuel. (§ 17 ch 178 SLA 1990)

Article 4. General Provisions.

Section

900 Definitions

Sec. 26.23.900. Definitions. In this chapter,

(1) "commission" means the Alaska State Emergency Response Commission;

(2) "disaster" means the occurrence or imminent threat of widespread or severe damage, injury, loss of life or property, or shortage of food, water, or fuel resulting from

(A) an incident such as storm, high water, wind-driven water, tidal wave, tsunami, earthquake, volcanic eruption, landslide, mudslide, avalanche, snowstorm, prolonged extreme cold, drought, fire, flood, epidemic, explosion, or riot;

(B) the release of oil or a hazardous substance if the release requires prompt action to avert environmental danger or mitigate environmental damage;

(C) equipment failure if the failure is not a predictably frequent or recurring event or preventable by adequate equipment maintenance or operation;

(D) enemy or terrorist attack or a credible threat of imminent enemy or terrorist attack in or against the state that the adjutant general of the Department of Military and Veterans' Affairs or a designee of the adjutant general, in consultation with the commissioner of public safety or a designee of the commissioner of public safety, certifies to the governor has a high probability of occurring in the near future; the certification must meet the standards of AS 26.20.040(c); in this subparagraph, "attack" has the meaning given under AS 26.20.200; or

(E) an outbreak of disease or a credible threat of an imminent outbreak of disease that the commissioner of health and social services or a designee of the commissioner of health and social services certifies to the governor has a high probability of occurring in the near future; the certification must be based on specific information received from a local, state, federal, or international agency, or another source that the commissioner or the designee determines is reliable;

(3) "disaster emergency" means the condition declared by proclamation of the governor or declared by the principal executive officer of a political subdivision to designate the imminence or occurrence of a disaster;

(4) [Repealed, § 22 ch 179 SLA 2004.]

(5) "hazardous substance" has the meaning given in AS 46.03.826;

(6) "major disaster" has the meaning given in 42 U.S.C. 5122;

(7) "political subdivision" means

(A) a municipality;

(B) an unincorporated village; or

(C) another unit of local government;

(8) "temporary housing" has the meaning given in the federal Disaster Relief Act as amended;

(9) "unorganized militia" means all persons comprising that component of the militia of the state, as described in AS 26.05.010. (§ 3 ch 104 SLA 1977; am § 49 ch 74 SLA 1985; am § 4 ch 59 SLA 1986; am § 2 ch 5 SLA 1987; am §§ 13 — 16 ch 178 SLA 1990; am § 16 ch 32 SLA 1994; am § 6 ch 4 SLA 2000; am §§ 21, 22 ch 179 SLA 2004)

Revisor's notes. — Formerly AS 26.23.230. Renumbered in 1990. Paragraphs (1) and (5) were enacted as (8) and (9), respectively, and renumbered in 1994, at which time the other paragraphs were renumbered accordingly.

Effect of amendments. — The 2000 amendment, effective June 16, 2000, rewrote paragraph (2).

The 2004 amendment, effective July 27, 2004, added paragraphs (2)(D) and (E), and deleted para-

graph (4), which defined "emergency."

Editor's notes. — With regard to the reference to "the federal Disaster Relief Act" in paragraph (8) of this section, most federal disaster relief statutes can be found at 42 U.S.C. 5121 — 5206. Assistance for temporary housing is covered by 42 U.S.C. 5174. However, no definition for the term exists at 42 U.S.C. 5174 or in 42 U.S.C. 5122, which contains most definitions for disaster relief.

Chapter 25. National Guard Mutual Assistance Compact.

Section

10. Entry into compact

20. Terms and provisions of compact

Section

30. Rights and benefits

Sec. 26.25.010. Entry into compact. The National Guard Mutual Assistance Compact is enacted into law and entered into on behalf of the State of Alaska with all other states and jurisdictions legally joining in it in a form substantially as contained in AS 26.25.020. (§ 1 ch 77 SLA 1968)

Sec. 26.25.020. Ter-
compact referred to in .

The purposes of this
(1) provide for mutu-
Guard to cope with eme-
(2) permit and encou-
Guard forces in the inte-
(3) maximize the effe-
its utilization under thi-
(4) provide protection
states on emergency du-

AR
(a) This Compact sha-
Thereafter, this Compac-
that state.

(b) A party state may
but the withdrawal do-
withdrawing state has g-
other party states.

(a) In this Article:
(1) "emergency" mean-
police and other public s-
may reasonably be expec-
to the public safety;

(2) "requesting state"
with an emergency;

(3) "responding state"

(b) Upon request of th-
governor of a respondi-
borders of the respond-
appropriate National Gu-
any part of the Nationa-
responding state consider-
the responding state in t-

(c) The governor of a p-
from use outside the stat-
deployed in a requestin-

(d) Whenever Nationa-
carrying out the purpos-
powers, duties, rights, pri-
the other state. The requ-
responding states harmle-
occur in the performance
Compact, whether the r-
borders or are in transit

(e) Subject to the provi-
under the laws of the req-

Although Governor Palin herself has not directly acknowledged the fishery or fuel crisis in our region, in her response to the U.S. Army's reduced retirement payments to 26 Alaska Native Elders who had served in the Territorial Guard during WWII, she argued:

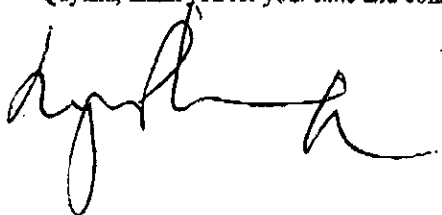
"Rural Alaskans face the highest food and energy costs in the nation, and these veterans need their retirement checks now more than ever," Governor Palin said. "Using the emergency fund to provide monetary protection for these 26 veterans is the right thing to do."

AVCP provides direct assistance to many families in our member villages that include a Housing Improvement Program, TANF and LIHEAP to name a few. Last year we assisted 1,846 households with energy assistance, and we anticipate the same number if not more appeals for the remainder of this season.

We tried to address this crisis proactively, in public statements and resolutions. We warned that the \$1,200 rebate would not adequately address the remote / rural fuel needs - and with the taxes due from as little as \$90 to over \$300 per person, we will continue to see pain in affected households this year. If we had access to affordable energy sources, all the factors we laid out for you would not have hurt us so badly this winter.

With families not having to worry about donated foods delivered from the state, it will go a long way to keeping our homes heated, and save our families from deciding between going cold or going hungry.

Quyana, thank you for your time and consideration.

A handwritten signature in black ink, appearing to be 'Quyana', written in a cursive style.