

SENATE CS FOR CS FOR HOUSE BILL NO. 76(FIN) am S

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Amended: 4/28/21

Offered: 4/16/21

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act extending the January 15, 2021, governor's declaration of a public health**
2 **disaster emergency in response to the novel coronavirus disease (COVID-19) pandemic;**
3 **approving and ratifying declarations of a public health disaster emergency; providing**
4 **for a financing plan; making temporary changes to state law in response to the**
5 **COVID-19 outbreak in the following areas: emergency powers of the governor;**
6 **emergency powers of the commissioner of health and social services; occupational and**
7 **professional licensing, practice, and billing; telehealth; charitable gaming and online**
8 **ticket sales; access to federal stabilization funds; wills; unfair or deceptive trade**
9 **practices; school operating funds; workers' compensation; program execution; civil**
10 **liability; immunity from liability and disciplinary action for occupational licensees for**
11 **exposure of clients to COVID-19; immunity from liability for persons engaging in**
12 **business and their employees for exposure of customers to COVID-19; abortion**

1 **funding; and personal objections to the administration of COVID-19 vaccines; and**
 2 **providing for an effective date."**

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

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
 5 to read:

6 FINDINGS. (a) The legislature finds that

7 (1) on March 11, 2020, the governor issued a declaration of a public health
 8 disaster emergency under AS 26.23.020 in anticipation of the spread of COVID-19 to the
 9 state and has since issued multiple new disaster declarations for the COVID-19 outbreak;

10 (2) since the initial outbreak through the present day, the outbreak of
 11 COVID-19 has resulted in serious consequences for residents of the state and the state's
 12 economy;

13 (3) many communities in the state, including the state's largest city of
 14 Anchorage and the capital city of Juneau, have seen fit to impose lockdown or hunker-down
 15 orders, which have severely reduced economic activity in those communities;

16 (4) lockdown orders and other pandemic-related factors have forced numerous
 17 state businesses to close their doors and lay off employees or reduce service levels and
 18 employee hours far below what would otherwise have been provided, to the detriment of both
 19 those businesses and their hard-working employees;

20 (5) interstate and intrastate travel restrictions of varying levels of
 21 restrictiveness, while intended to contain the spread of COVID-19, have resulted in further
 22 reduction of economic activities in the state;

23 (6) the state has established and facilitated multiple programs to provide
 24 economic assistance to struggling state residents and businesses, but the programs, while
 25 providing much-needed relief, generally fall short of fully replacing regular levels of
 26 voluntary economic activity;

27 (7) as a result of voluntary and government-imposed reductions of economic
 28 activity,

29 (A) the state lost 29,000 jobs between October 2019 and October 2020;

30 (B) many businesses in the state have temporarily or permanently

1 closed;

2 (C) at least 45,000 students in the Anchorage School District have
3 been denied in-person education for a significant period during the pandemic;

4 (8) the shift from in-person learning to distance learning has negatively
5 affected students in the state in terms of the students' learning progression and emotional and
6 social development;

7 (9) the shift from in-person learning to distance learning has been associated
8 with increased instances of child abuse and food insecurity;

9 (10) multiple vaccines for COVID-19 have been developed and are currently
10 being distributed, allowing the state to move into a new phase of its COVID-19 recovery
11 efforts;

12 (11) due in part to the state's robust COVID-19 response efforts, the state
13 currently has the third-lowest COVID-19 fatality rate in the United States; and

14 (12) because of the diligent efforts of the state, Alaska has the highest
15 vaccination rate of all 50 states.

16 (b) Based on the findings in (a) of this section, the legislature finds that it is in the
17 best interest of the state to

18 (1) take appropriate steps to continue to contain the spread of COVID-19 and
19 to distribute COVID-19 vaccines statewide with the utmost diligence and dispatch;

20 (2) take appropriate steps to limit further harm to the state's economy, to
21 enable displaced workers in the state to return to work, and to allow students in the state to
22 rejoin in-person classes with their peers; and

23 (3) extend the public health disaster emergency declaration issued by the
24 governor on January 15, 2021, and all the powers granted under AS 18.15.390 and
25 AS 26.23.020, to December 31, 2021.

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

28 PUBLIC HEALTH DISASTER EMERGENCY; APPROVAL, RATIFICATION,
29 AND EXTENSION OF DISASTER EMERGENCY. (a) The declarations of a public health
30 disaster emergency issued by the governor on November 15, 2020, December 15, 2020, and
31 January 15, 2021, are approved and ratified.

1 (b) Under AS 26.23.020(c), the Alaska State Legislature extends to December 31,
2 2021, the declaration of a public health disaster emergency issued by the governor on
3 January 15, 2021. The extension under this subsection includes an order, proclamation, or
4 regulation issued under AS 26.23.020 and an action taken by the Department of Health and
5 Social Services under the authority granted to the Department of Health and Social Services
6 under AS 18.15.390.

7 (c) Notwithstanding (b) of this section, if the commissioner of health and social
8 services certifies to the governor that there is no longer a present outbreak of novel
9 coronavirus disease (COVID-19) or a credible threat of an imminent outbreak of COVID-19,
10 the governor shall issue a proclamation that the public health disaster emergency identified in
11 the declaration issued by the governor on January 15, 2021, no longer exists as of a date
12 determined by the governor. The certification must be based on specific information received
13 from a state or federal agency or another source that the commissioner determines to be
14 reliable.

15 (d) The governor shall submit a proclamation issued under (c) of this section to the
16 revisor of statutes, the president of the senate, the speaker of the house of representatives, and
17 the lieutenant governor.

18 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
19 read:

20 EMERGENCY POWERS OF THE GOVERNOR. Notwithstanding any other
21 provision of law, the governor may not take any action under AS 26.23.020(g)(4) - (6), (8), or
22 (11) to respond to the novel coronavirus disease (COVID-19) public health disaster
23 emergency issued by the governor on January 15, 2021, as extended by sec. 2 of this Act.

24 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
25 read:

26 EMERGENCY POWERS OF THE COMMISSIONER OF HEALTH AND SOCIAL
27 SERVICES. (a) Notwithstanding any other provision of law, the commissioner of health and
28 social services may declare a public health emergency if the commissioner determines that the
29 Department of Health and Social Services must take action to protect the public health,
30 including providing public health services or enforcing existing health laws, as part of the
31 state's response to the ongoing pandemic related to the novel coronavirus disease

1 (COVID-19).

2 (b) A public health emergency declared under this section must support the efforts of
3 the Department of Health and Social Services to maximize and maintain the following federal
4 benefits:

5 (A) emergency allotments under the Supplemental Nutritional
6 Assistance Program;

7 (B) blanket waivers enacted by the United States Department of Health
8 and Human Services, Centers for Medicare and Medicaid Services;

9 (C) waivers under section 1135 of the Social Security Act;

10 (D) waivers under section 1915(c) of the Social Security Act,
11 including Appendix K; and

12 (E) funding under the Stafford Act related to non-congregate
13 sheltering.

14 (c) During a public health emergency declared under this section, the commissioner
15 of health and social services may coordinate, allocate, distribute, and manage vaccine doses
16 and therapeutics to respond to COVID-19.

17 (d) During a public health emergency declared under this section, the chief
18 procurement officer may authorize the use of an emergency procurement under AS 36.30.310
19 for a procurement related to the public health emergency requested by the commissioner of
20 health and social services.

21 (e) A public health emergency declared under this section expires on the earlier of the
22 date

23 (1) the commissioner of health and social services determines that the public
24 health emergency declared under this section is no longer necessary; or

25 (2) the public health emergency issued under sec. 319 of the Public Health
26 Service Act expires, subject to renewal by the United States Secretary of Health and Human
27 Services.

28 * **Sec. 5.** The uncodified law of the State of Alaska is amended by adding a new section to
29 read:

30 PUBLIC HEALTH DISASTER EMERGENCY; FINANCING PLAN. (a) Under
31 AS 26.23.020(k), the Alaska State Legislature approves this financing plan for the declaration

1 of a public health disaster emergency issued by the governor on January 15, 2021, as extended
 2 by sec. 2 of this Act, and provides that the following appropriations and authorizations may be
 3 used to cope with the public health disaster emergency:

4 (1) the appropriations made in sec. 8, ch. 2, SLA 2020;

5 (2) the appropriations made in sec. 10, ch. 7, SLA 2020;

6 (3) the authorization made in sec. 1, ch. 8, SLA 2020, Department of Health
 7 and Social Services, allowing for up to \$20,000,000 in transfers between all appropriations
 8 made in the Department of Health and Social Services, except for transfers from the Medicaid
 9 services appropriation;

10 (4) the appropriations made in sec. 28, ch. 8, SLA 2020, Department of Health
 11 and Social Services,

12 (A) of federal receipts received during the fiscal year ending June 30,
 13 2021, for Medicaid services; and

14 (B) to the Department of Health and Social Services public health
 15 emergency response for the purpose of responding to the novel coronavirus disease
 16 (COVID-19) public health disaster emergency;

17 (5) the appropriation made in sec. 38, ch. 8, SLA 2020, to the disaster relief
 18 fund under AS 26.23.300(a);

19 (6) the appropriation made in sec. 37(a), ch. 8, SLA 2020, of excess federal
 20 receipts received during the fiscal year ending June 30, 2021;

21 (7) the authorization made in ch. 32, SLA 2020, for expenditure of federal
 22 CARES Act receipts;

23 (8) any future appropriations made for the fiscal years ending June 30, 2021,
 24 and June 30, 2022, for the cost of responding to and mitigating the risk of the coronavirus
 25 disease (COVID-19) outbreak.

26 (b) The governor may not expend more than a cumulative total of \$10,000,000 of
 27 state funds from the disaster relief fund under AS 26.23.020(h) - (k) or 26.23.300(b) in
 28 response to the declaration of a public health disaster emergency issued by the governor on
 29 January 15, 2021, as extended by sec. 2 of this Act.

30 (c) Notwithstanding AS 26.23.050(b), the expenditure of state funds to cope with the
 31 effects of the declaration of a public health disaster emergency issued by the governor on

1 January 15, 2021, as extended by sec. 2 of this Act, is limited to the appropriations and
 2 expenditure authority identified in (a) and (b) of this section.

3 * **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to
 4 read:

5 **REPORTS.** Beginning May 1, 2021, the office of management and budget shall
 6 electronically submit, on the first day of the month, a report to the legislative finance division
 7 that lists the total expenditures incurred by the state in its response to the public health
 8 disaster emergency, including mitigating, preventing, and controlling novel coronavirus
 9 disease (COVID-19). The report should include cumulative expenses incurred by category,
 10 beginning March 11, 2020, and the date the governor issued the initial declaration of a public
 11 health disaster emergency and should reflect changes over the last monthly reporting period.
 12 The office of management and budget shall submit a final report not later than January 31,
 13 2022, or 60 days after the date the governor determines, under sec. 2 of this Act, that the
 14 public health disaster emergency no longer exists, whichever is earlier.

15 * **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to
 16 read:

17 **PROFESSIONAL AND OCCUPATIONAL LICENSING.** (a) Notwithstanding any
 18 other provision of law, during the novel coronavirus disease (COVID-19) public health
 19 disaster emergency declared by the governor on January 15, 2021, as extended by sec. 2 of
 20 this Act, a professional or occupational licensing board listed in AS 08.01.010, or the director,
 21 with respect to a profession regulated by the Department of Commerce, Community, and
 22 Economic Development,

23 (1) may not increase licensing fees; and

24 (2) may grant a license, permit, or certificate on an expedited basis to an
 25 individual who holds a corresponding license, permit, or certificate in good standing in
 26 another jurisdiction to the extent necessary to respond to the public health disaster emergency;
 27 a license expedited under this section expires on the earlier of

28 (A) December 31, 2021; or

29 (B) the date the governor determines, under sec. 2 of this Act, that the
 30 public health disaster emergency no longer exists.

31 (b) Notwithstanding any other provision of law and to the extent necessary to respond

1 to the public health disaster emergency, a board listed in AS 08.01.010, the commissioner of
 2 commerce, community, and economic development, or the director, as applicable, may take
 3 additional action necessary to protect public health, safety, and welfare, including

4 (1) temporarily waiving or modifying the continuing education requirements
 5 required for licensees to renew a professional license, permit, or certificate in calendar year
 6 2021;

7 (2) regulating the scope and duration of any license, permit, or certificate
 8 issued under this section;

9 (3) requiring any individual granted a license, permit, or certificate under this
 10 section to arrange and agree to supervision, in person or by other means, by an individual who
 11 holds a license, permit, or certificate in good standing for the applicable profession or by an
 12 administrator of a facility licensed under AS 47.32.

13 (c) An individual seeking or holding an expedited license, permit, or certificate under
 14 this section who travels to the state from outside the state must comply with travel restrictions
 15 ordered or guidelines recommended by the Centers for Disease Control and Prevention,
 16 United States Department of Health and Human Services, that are in effect at the time the
 17 individual arrives in the state.

18 (d) In this section, "director" means the director of the division in the Department of
 19 Commerce, Community, and Economic Development responsible for business and
 20 professional licensing.

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

23 **TELEMEDICINE AND TELEHEALTH.** (a) Notwithstanding any other provision of
 24 law, during the novel coronavirus disease (COVID-19) public health disaster emergency
 25 declared by the governor under AS 26.23.020 on January 15, 2021, as extended by sec. 2 of
 26 this Act, the provisions of AS 08.64.170 and AS 08.68.160 do not apply to a health care
 27 provider who is providing treatment, rendering a diagnosis, or prescribing, dispensing, or
 28 administering a prescription, excluding a controlled substance listed under AS 11.71.140 -
 29 11.71.190, through telehealth as defined in AS 47.05.270(e), without first conducting an in-
 30 person physical examination, if

31 (1) the health care provider is licensed, permitted, or certified to provide

1 health care services in another jurisdiction and is in good standing in the jurisdiction that
2 issued the license, permit, or certification;

3 (2) the health care services provided without an in-person physical
4 examination are within the provider's authorized scope of practice in the jurisdiction that
5 issued the provider's license, permit, or certification;

6 (3) in the event that the health care provider determines that the encounter will
7 extend beyond the scope of practice or scope of services described in this section, the health
8 care provider advises the patient that the health care provider is not authorized to provide the
9 services to the patient, recommends that the patient contact a health care provider licensed in
10 the state, and terminates the encounter.

11 (b) The amount charged by a health care provider for services provided under this
12 section must be reasonable and consistent with the ordinary fees typically charged for that
13 service and may not be more than the ordinary fees typically charged for that service. A health
14 care provider who is required to terminate an encounter under (a)(3) of this section may not
15 charge for any services provided during the encounter.

16 (c) Notwithstanding any other provision of law, during the COVID-19 public health
17 disaster emergency, the commissioner of health and social services may waive any state law
18 or regulation if compliance would substantially prevent or impede the provision of health care
19 services under this section. Nothing in this subsection may be construed to abrogate authority
20 granted to the commissioner of health and social services under AS 18.15.390.

21 (d) In this section, "health care provider" has the meaning given in AS 18.15.395 and
22 includes a person that provides behavioral health care services.

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

25 DEPARTMENT OF REVENUE; CHARITABLE GAMING ONLINE TICKET
26 SALES. (a) Notwithstanding any other provision of law, the Department of Revenue may
27 permit online charitable gaming ticket sales specified in (b) of this section to benefit charities
28 in the state.

29 (b) Notwithstanding AS 05.15.640, a permittee, operator, or multiple-beneficiary
30 permittee may sell tickets online for a raffle or lottery, dog mushers' contest, derby, or type of
31 classic defined in AS 05.15.690. A permittee, operator, or holder of a multiple-beneficiary

1 permit conducting a raffle or lottery, dog mushers' contest, derby, or type of classic defined in
2 AS 05.15.690 may draw winning tickets online or by other electronic or digital means.

3 (c) The Department of Revenue shall establish standards for online ticket sales to
4 ensure compliance with charitable gaming laws, including age and location verification
5 requirements.

6 (d) A purchaser shall, at the time of an online ticket sale, certify that the purchaser is
7 of legal purchasing age and is not physically present in an area that has adopted a local option
8 prohibiting charitable gaming.

9 (e) A permittee, operator, or holder of a multiple-beneficiary permit conducting a
10 charitable gaming activity under this section shall conduct the charitable gaming activity in
11 the state and determine, in the state, the winner of the charitable gaming activity.

12 * **Sec. 10.** The uncodified law of the State of Alaska is amended by adding a new section to
13 read:

14 SCHOOL OPERATING FUNDS. (a) Notwithstanding AS 14.17.505(a), a school
15 district may accumulate in a fiscal year an unreserved portion of its year-end fund balance in
16 its school operating fund, as defined in regulation by the Department of Education and Early
17 Development, in any amount.

18 (b) Notwithstanding AS 14.17.505(b), the unreserved portion of the year-end
19 operating fund balance of a school district for the preceding fiscal year may not be used to
20 reduce the state aid paid to that school district in the current fiscal year.

21 (c) The Department of Education and Early Development shall prepare an annual
22 report detailing the amount of the unreserved portion of the year-end operating fund balance
23 of each school district forecasted to carry over from the current fiscal year to the next fiscal
24 year. Not later than February 15 of each year, the department shall submit the report required
25 under this subsection to the senate secretary and the chief clerk of the house of representatives
26 and notify the legislature that the report is available.

27 * **Sec. 11.** The uncodified law of the State of Alaska is amended by adding a new section to
28 read:

29 WORKERS' COMPENSATION PRESUMPTION OF COMPENSABILITY. (a)
30 Notwithstanding AS 23.30.121 and 23.30.395(24), an employee who contracts the novel
31 coronavirus disease (COVID-19) is conclusively presumed to have contracted an occupational

1 disease arising out of and in the course of employment if, during the public health disaster
 2 emergency declared by the governor on January 15, 2021, as extended by sec. 2 of this Act,
 3 the employee

4 (1) is employed as a firefighter, emergency medical technician, paramedic,
 5 peace officer, or health care provider;

6 (2) had work-related in-person contact with a member of the public outside of
 7 the employee's home within 14 days before receiving a diagnosis of or positive laboratory test
 8 for COVID-19; and

9 (3) receives a

10 (A) COVID-19 diagnosis by a physician;

11 (B) presumptive positive COVID-19 test result; or

12 (C) laboratory-confirmed COVID-19 diagnosis.

13 (b) In this section,

14 (1) "emergency medical technician" has the meaning given in AS 18.08.200;

15 (2) "firefighter" means

16 (A) a person employed by a state or municipal fire department or who
 17 is a member of a volunteer fire department registered with the state fire marshal; or

18 (B) a person registered for purposes of workers' compensation with the
 19 state fire marshal as a member of a volunteer fire department;

20 (3) "health care provider" has the meaning given in AS 13.52.390;

21 (4) "paramedic" has the meaning given in AS 12.55.185;

22 (5) "peace officer" has the meaning given in AS 11.81.900.

23 * **Sec. 12.** The uncodified law of the State of Alaska is amended by adding a new section to
 24 read:

25 PROGRAM EXECUTION. (a) Notwithstanding AS 37.07.080(h), an appropriation
 26 item for the fiscal years ending June 30, 2021, and June 30, 2022, may not be increased based
 27 on receipt of additional federal receipts from

28 (1) H.R. 133 (P.L. 116-260 (Coronavirus Response and Relief Supplemental
 29 Appropriations Act, 2021 (CRRSAA))) for the Department of Transportation and Public
 30 Facilities;

31 (2) sec. 9901, P.L. 117-2 (Subtitle M—Coronavirus State and Local Fiscal

1 Recovery Funds, American Rescue Plan Act of 2021); or

2 (3) funds appropriated by the 117th Congress

3 (A) for infrastructure, jobs, or as part of the American Jobs Plan, as
4 proposed by the President of the United States, or a similar bill or plan; or

5 (B) related to novel coronavirus disease (COVID-19) or economic
6 recovery.

7 (b) This section does not apply to appropriations and expenditures ratified under ch.
8 32, SLA 2020, or to appropriations that were increased based on compliance with
9 AS 37.07.080(h) before the effective date of this section.

10 * **Sec. 13.** The uncodified law of the State of Alaska is amended by adding a new section to
11 read:

12 CIVIL LIABILITY. (a) A state agency, or an employee or agent of the state acting in
13 an official capacity for the state, is immune from civil and criminal liability for acts
14 performed in good faith based on the authority granted by this Act.

15 (b) A person is immune from civil and criminal liability for acts performed in good
16 faith at the request of a government agency acting on the authority granted by this Act. This
17 immunity does not apply to an act or omission that constitutes gross negligence, reckless
18 misconduct, or intentional misconduct.

19 * **Sec. 14.** The uncodified law of the State of Alaska is amended by adding a new section to
20 read:

21 LICENSEE LIABILITY FOR CLIENT EXPOSURE TO COVID-19. (a) A licensee is
22 immune from disciplinary action under this title for sickness, death, economic loss, and other
23 damages suffered by a client of the licensee from exposure to novel coronavirus disease
24 (COVID-19) in the course of the licensee's practice of the licensee's trade or profession.

25 (b) To qualify for immunity under this section, a licensee must have been practicing
26 the licensee's trade or profession in substantial compliance with the applicable federal, state,
27 and municipal laws and health mandates in effect at the time of the client's exposure to
28 COVID-19.

29 (c) Immunity under this section does not apply to exposure to COVID-19 resulting
30 from the gross negligence, recklessness, or intentional misconduct of a licensee.

31 (d) Immunity under this section is in addition to any other immunity from liability

1 provided under state or federal law.

2 (e) In this section, "licensee" has the meaning given in AS 08.01.110.

3 * **Sec. 15.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 BUSINESS AND EMPLOYEE LIABILITY FOR CUSTOMER EXPOSURE TO
6 COVID-19. (a) A person who engages in business and an employee of that person when
7 working in the business are immune from civil liability for sickness, death, economic loss,
8 and other damages suffered by a customer from exposure to novel coronavirus disease
9 (COVID-19) while patronizing the business.

10 (b) To qualify for immunity under this section, the person engaging in business must
11 have been operating the business in substantial compliance with the applicable federal, state,
12 and municipal laws and health mandates in effect at the time of the customer's exposure to
13 COVID-19.

14 (c) Immunity under this section does not apply to exposure to COVID-19 resulting
15 from the gross negligence, recklessness, or intentional misconduct of a person engaging in
16 business or an employee of that person.

17 (d) Immunity under this section is in addition to any other immunity from liability
18 provided under state or federal law.

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

20 * **Sec. 16.** The uncodified law of the State of Alaska is amended by adding a new section to
21 read:

22 ABORTION FUNDING. Money received under the Coronavirus Aid, Relief, and
23 Economic Security Act (CARES Act), the Coronavirus Response and Relief Supplemental
24 Appropriations Act (CRSSAA), or the American Rescue Plan Act may not be expended for an
25 abortion that is not mandatory under AS 47.07.030(a). Money may only be expended for
26 mandatory services required under 42 U.S.C. 1396 - 1396p (Title XIX of the Social Security
27 Act) and for optional services offered by the state plan for medical assistance that has been
28 approved by the United States Department of Health and Human Services.

29 * **Sec. 17.** The uncodified law of the State of Alaska is amended by adding a new section to
30 read:

31 PERSONAL OBJECTIONS TO THE ADMINISTRATION OF COVID-19 VACCINES. An

1 individual may object to the administration of a COVID-19 vaccine based on religious,
 2 medical, or other grounds. A parent or guardian of a minor child may object to the
 3 administration of a COVID-19 vaccine to the minor child based on religious, medical, or
 4 other grounds. A person may not require an individual to provide justification or
 5 documentation to support the individual's decision to decline a COVID-19 vaccine or to
 6 decline a COVID-19 vaccine for a minor child.

7 * **Sec. 18.** The uncodified law of the State of Alaska enacted in sec. 37, ch. 10, SLA 2020, is
 8 amended to read:

9 Sec. 37. Sections [25, 26, 28,] 29 [,] and 31 of this Act are repealed March 11,
 10 2021.

11 * **Sec. 19.** Sections 25, 26, and 28, ch. 10, SLA 2020, are repealed on the earlier of

12 (1) December 31, 2021; or

13 (2) the date the governor determines, under sec. 2 of this Act, that the
 14 public health disaster emergency declared by the governor under AS 26.23.020 on
 15 January 15, 2021, as extended by sec. 2 of this Act, no longer exists.

16 * **Sec. 20.** The uncodified law of the State of Alaska is amended by adding a new section to
 17 read:

18 **APPLICABILITY.** Sections 14 and 15 of this Act apply to novel coronavirus disease
 19 (COVID-19) exposure occurring on or after March 11, 2020, in a civil action filed on or after
 20 the effective date of this Act.

21 * **Sec. 21.** (a) Sections 1 - 3, 5, 7, 8, 11, 13, and 17 of this Act are repealed on the earlier of

22 (1) December 31, 2021; or

23 (2) the date the governor determines, under sec. 2 of this Act, that the public
 24 health disaster emergency declared by the governor under AS 26.23.020 on January 15, 2021,
 25 as extended by sec. 2 of this Act, no longer exists.

26 (b) Section 9 of this Act is repealed June 30, 2022.

27 (c) Sections 4, 14, and 15 of this Act are repealed June 30, 2023.

28 (d) Section 10 of this Act is repealed June 30, 2025.

29 (e) Section 13 of this Act is repealed on the earlier of the date

30 (1) the commissioner of health and social services determines that a public
 31 health emergency declared under sec. 4 of this Act is no longer necessary; or

1 (2) the public health emergency issued under sec. 319 of the Public Health Service
2 Act expires, subject to renewal by the United States Secretary of Health and Human Services.

3 * **Sec. 22.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 RETROACTIVITY. (a) Sections 1, 2(b) - (d), 3 - 10, 12, 13, and 16 - 20 of this Act
6 are retroactive to February 14, 2021.

7 (b) Sections 2(a) and 11 of this Act are retroactive to November 15, 2020.

8 (c) Sections 14 and 15 of this Act are retroactive to March 11, 2020.

9 * **Sec. 23.** This Act takes effect immediately under AS 01.10.070(c).