



# LAWS OF ALASKA

2021

**Source**

SCS CSHB 76(FIN) am S

**Chapter No.**

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**AN ACT**

Extending the January 15, 2021, governor's declaration of a public health disaster emergency in response to the novel coronavirus disease (COVID-19) pandemic; approving and ratifying declarations of a public health disaster emergency; providing for a financing plan; making temporary changes to state law in response to the COVID-19 outbreak in the following areas: emergency powers of the governor; emergency powers of the commissioner of health and social services; occupational and professional licensing, practice, and billing; telehealth; charitable gaming and online ticket sales; access to federal stabilization funds; wills; unfair or deceptive trade practices; school operating funds; workers' compensation; program execution; civil liability; immunity from liability and disciplinary action for occupational licensees for exposure of clients to COVID-19; immunity from liability for persons engaging in business and their employees for exposure of customers to COVID-19; abortion funding; and personal objections to the administration of COVID-19 vaccines; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

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

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

3               FINDINGS. (a) The legislature finds that

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

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

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

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

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

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

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

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

27                                       (B) many businesses in the state have temporarily or permanently  
28 closed;

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

31                      (8) the shift from in-person learning to distance learning has negatively

1 affected students in the state in terms of the students' learning progression and emotional and  
2 social development;

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

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

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

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

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

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

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

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

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

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

28 (b) Under AS 26.23.020(c), the Alaska State Legislature extends to December 31,  
29 2021, the declaration of a public health disaster emergency issued by the governor on  
30 January 15, 2021. The extension under this subsection includes an order, proclamation, or  
31 regulation issued under AS 26.23.020 and an action taken by the Department of Health and

1 Social Services under the authority granted to the Department of Health and Social Services  
2 under AS 18.15.390.

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

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

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

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

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

22 EMERGENCY POWERS OF THE COMMISSIONER OF HEALTH AND SOCIAL  
23 SERVICES. (a) Notwithstanding any other provision of law, the commissioner of health and  
24 social services may declare a public health emergency if the commissioner determines that the  
25 Department of Health and Social Services must take action to protect the public health,  
26 including providing public health services or enforcing existing health laws, as part of the  
27 state's response to the ongoing pandemic related to the novel coronavirus disease  
28 (COVID-19).

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

1 (1) emergency allotments under the Supplemental Nutrition Assistance  
2 Program;

3 (2) blanket waivers enacted by the United States Department of Health and  
4 Human Services, Centers for Medicare and Medicaid Services;

5 (3) waivers under section 1135 of the Social Security Act;

6 (4) waivers under section 1915(c) of the Social Security Act, including  
7 Appendix K; and

8 (5) funding under the Stafford Act related to non-congregate sheltering.

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

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

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

18 (1) the commissioner of health and social services determines that the public  
19 health emergency declaration under this section is no longer necessary; or

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

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

25 PUBLIC HEALTH DISASTER EMERGENCY; FINANCING PLAN. (a) Under  
26 AS 26.23.020(k), the Alaska State Legislature approves this financing plan for the declaration  
27 of a public health disaster emergency issued by the governor on January 15, 2021, as extended  
28 by sec. 2 of this Act, and provides that the following appropriations and authorizations may be  
29 used to cope with the public health disaster emergency:

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

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

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

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

7 (A) of federal receipts received during the fiscal year ending June 30,  
8 2021, for Medicaid services; and

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

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

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

16 (7) the authorization made in ch. 32, SLA 2020, for expenditure of federal  
17 Coronavirus Aid, Relief, and Economic Security Act (CARES Act) receipts;

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

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

25 (c) Notwithstanding AS 26.23.050(b), the expenditure of state funds to cope with the  
26 effects of the declaration of a public health disaster emergency issued by the governor on  
27 January 15, 2021, as extended by sec. 2 of this Act, is limited to the appropriations and  
28 expenditure authority identified in (a) and (b) of this section.

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

31 **REPORTS.** Beginning May 1, 2021, the office of management and budget shall



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

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

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

18 (1) may not increase licensing fees; and

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

23 (A) December 31, 2021; or

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

26 (b) Notwithstanding any other provision of law and to the extent necessary to respond  
27 to the public health disaster emergency, a board listed in AS 08.01.010, the commissioner of  
28 commerce, community, and economic development, or the director, as applicable, may take  
29 additional action necessary to protect public health, safety, and welfare, including

30 (1) temporarily waiving or modifying the continuing education requirements  
31 required for licensees to renew a professional license, permit, or certificate in calendar year

1 2021;

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

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

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

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

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

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

26 (1) the health care provider is licensed, permitted, or certified to provide  
27 health care services in another jurisdiction and is in good standing in the jurisdiction that  
28 issued the license, permit, or certification;

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

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

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

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

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

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

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

24 (b) Notwithstanding AS 05.15.640, a permittee, operator, or multiple-beneficiary  
25 permittee may sell tickets online for a raffle or lottery, dog mushers' contest, derby, or type of  
26 classic defined in AS 05.15.690. A permittee, operator, or holder of a multiple-beneficiary  
27 permit conducting a raffle or lottery, dog mushers' contest, derby, or type of classic defined in  
28 AS 05.15.690 may draw winning tickets online or by other electronic or digital means.

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

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

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

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

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

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

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

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

24 WORKERS' COMPENSATION PRESUMPTION OF COMPENSABILITY. (a)  
25 Notwithstanding AS 23.30.121 and 23.30.395(24), an employee who contracts the novel  
26 coronavirus disease (COVID-19) is conclusively presumed to have contracted an occupational  
27 disease arising out of and in the course of employment if, during the public health disaster  
28 emergency declared by the governor on January 15, 2021, as extended by sec. 2 of this Act,  
29 the employee

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

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

4 (3) receives a

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

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

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

8 (b) In this section,

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

10 (2) "firefighter" means

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

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

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

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

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

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

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

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

26 (2) sec. 9901, P.L. 117-2 (Subtitle M—Coronavirus State and Local Fiscal  
27 Recovery Funds, American Rescue Plan Act of 2021); or

28 (3) funds appropriated by the 117th Congress

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

31 (B) related to novel coronavirus disease (COVID-19) or economic

1 recovery.

2 (b) This section does not apply to appropriations and expenditures ratified under ch.  
3 32, SLA 2020, or to appropriations that were increased based on compliance with  
4 AS 37.07.080(h) before the effective date of this Act.

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

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

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

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

16 LICENSEE LIABILITY FOR CLIENT EXPOSURE TO COVID-19. (a) A licensee is  
17 immune from disciplinary action under AS 08 for sickness, death, economic loss, and other  
18 damages suffered by a client of the licensee from exposure to novel coronavirus disease  
19 (COVID-19) in the course of the licensee's practice of the licensee's trade or profession.

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

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

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

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

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

31 BUSINESS AND EMPLOYEE LIABILITY FOR CUSTOMER EXPOSURE TO

1 COVID-19. (a) A person who engages in business and an employee of that person when  
2 working in the business are immune from civil liability for sickness, death, economic loss,  
3 and other damages suffered by a customer from exposure to novel coronavirus disease  
4 (COVID-19) while patronizing the business.

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

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

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

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

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

17 ABORTION FUNDING. Money received under the Coronavirus Aid, Relief, and  
18 Economic Security Act (CARES Act), the Coronavirus Response and Relief Supplemental  
19 Appropriations Act, 2021 (CRSSAA), or the American Rescue Plan Act of 2021 may not be  
20 expended for an abortion that is not mandatory under AS 47.07.030(a). Money may only be  
21 expended for mandatory services required under 42 U.S.C. 1396 - 1396p (Title XIX of the  
22 Social Security Act) and for optional services offered by the state plan for medical assistance  
23 that has been approved by the United States Department of Health and Human Services.

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

26 PERSONAL OBJECTIONS TO THE ADMINISTRATION OF COVID-19  
27 VACCINES. An individual may object to the administration of a novel coronavirus disease  
28 (COVID-19) vaccine based on religious, medical, or other grounds. A parent or guardian of a  
29 minor child may object to the administration of a COVID-19 vaccine to the minor child based  
30 on religious, medical, or other grounds. A person may not require an individual to provide  
31 justification or documentation to support the individual's decision to decline a COVID-19

1 vaccine or to decline a COVID-19 vaccine for a minor child.

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

4 Sec. 37. Sections [25, 26, 28,] 29 [,] and 31 of this Act are repealed March 11,  
5 2021.

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

7 (1) December 31, 2021; or

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

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

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

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

17 (1) December 31, 2021; or

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

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

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

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

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

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

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

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



1           RETROACTIVITY. (a) Sections 1, 2(b) - (d), 3 - 10, 12, 13, and 16 - 21 of this Act  
2 are retroactive to February 14, 2021.

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

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

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