

HOUSE BILL NO. 114

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES RAMRAS, Dahlstrom, Millett, Johansen, Edgmon, Petersen, Holmes,
Richard Foster, Johnson, Tuck, Gruenberg, Salmon, Coghill, Thomas, Joule, Muñoz**

Introduced: 2/4/09

Referred: Transportation, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to availability of state transportation facilities and state-owned or**
2 **state-operated transportation modes for delivering compassionate aid during a disaster**
3 **emergency."**

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

5 * **Section 1.** AS 26.23.020(g) is amended to read:

6 (g) In addition to any other powers conferred upon the governor by law, the
7 governor may, under AS 26.23.010 - 26.23.220,

8 (1) suspend the provisions of any regulatory statute prescribing
9 procedures for the conduct of state business, or the orders or regulations of any state
10 agency, if compliance with the provisions of the statute, order, or regulation would
11 prevent, or substantially impede or delay, action necessary to cope with the disaster
12 emergency;

13 (2) use all available resources of the state government and of each
14 political subdivision of the state as reasonably necessary to cope with the disaster

1 emergency;

2 (3) transfer personnel or alter the functions of state departments and
3 agencies or units of them for the purpose of performing or facilitating the performance
4 of disaster emergency services;

5 (4) subject to any applicable requirements for compensation under
6 AS 26.23.160, commandeer or utilize any private property, except for all news media
7 other than as specifically provided for in AS 26.23.010 - 26.23.220, if the governor
8 considers this necessary to cope with the disaster emergency;

9 (5) direct and compel the relocation of all or part of the population
10 from any stricken or threatened area in the state if the governor considers relocation
11 necessary for the preservation of life or for other disaster mitigation purpose;

12 (6) prescribe routes, modes of transportation, and destinations in
13 connection with necessary relocation;

14 (7) control ingress to and egress from a disaster area, the movement of
15 persons within the area, and the occupancy of premises in it;

16 (8) suspend or limit the sale, dispensing, or transportation of alcoholic
17 beverages, explosives, and combustibles;

18 (9) make provisions for the availability and use of temporary
19 emergency housing;

20 (10) allocate or redistribute food, water, fuel, clothing, medicine, or
21 supplies; [AND]

22 (11) use money from the oil and hazardous substance release response
23 account in the oil and hazardous substance release prevention and response fund,
24 established by AS 46.08.010, to respond to a declared disaster emergency related to an
25 oil or hazardous substance discharge; **and**

26 **(12) make available state transportation facilities and state-owned**
27 **or state-operated transportation modes for use by nonprofit organizations to**
28 **deliver compassionate aid, including food, water, fuel, clothing, medicine, or**
29 **supplies.**