

HOUSE BILL NO. 245

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES JOHNSON, Jackson, Rauscher, LeDoux

Introduced: 2/12/20

Referred: Community & Regional Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the definition of 'disaster.'"**

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

3 * **Section 1.** AS 26.23.900(2) is amended to read:

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

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

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

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

1 operation;

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

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

17 (F) a cybersecurity attack that affects critical infrastructure
18 in the state, an information system owned or operated by the state,
19 information that is stored on, processed by, or transmitted on an
20 information system owned or operated by the state, or a credible threat of
21 an imminent cybersecurity attack or cybersecurity vulnerability that the
22 commissioner of administration or commissioner's designee certifies to the
23 governor has a high probability of occurring in the near future; the
24 certification must be based on specific information that critical
25 infrastructure in the state, an information system owned or operated by
26 the state, or information that is stored on, processed by, or transmitted on
27 an information system owned or operated by the state may be affected;