



City and Borough of Wrangell  
Special Emergency Borough Assembly Meeting  
**AMENDED 3/5/2020 - AGENDA**

Monday, April 06, 2020  
5:30 PM

Location: Borough Assembly Chambers  
City Hall

**Resolution No. 03-20-1520 allows for the temporary suspension of in-person Assembly Meetings and allows for teleconference meetings, due to COVID-19, until further notice.**

**If you wish to call into the meeting to speak under Persons to be Heard, please contact the Borough Clerk at 907-874-2381 or email: [clerk@wrangell.com](mailto:clerk@wrangell.com) no later than Monday, April 6th at 5:00 p.m.**

**The Meeting will still broadcast on Stikine River Radio - KSTK, if you wish to listen to the meeting.**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PERSONS TO BE HEARD**
- 5. CONFLICT OF INTEREST**
- 6. NEW BUSINESS**

- a. EMERGENCY ORDINANCE No. 977 OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA INSTITUTING THREE LOCAL HEALTH MANDATES RELATED TO THE COVID-19 PANDEMIC EMERGENCY: 1) 14-DAY SELF QUARANTINE REQUIRED FOR INTRASTATE TRAVELERS; 2) MODIFIED QUARANTINE IS PERMITTED FOR CRITICAL WORKFORCE INFRASTRUCTURE; AND 3) REQUIREMENT THAT TRAVEL SAFETY AND MODIFIED QUARANTINE PLANS FOR CRITICAL WORKFORCE INFRASTRUCTURE BE SUBMITTED TO THE CITY AND BOROUGH OF WRANGELL FOR APPROVAL, PRIOR TO TRAVEL**

- 7. ADJOURNMENT**

## CITY & BOROUGH OF WRANGELL, ALASKA BOROUGH ASSEMBLY AGENDA STATEMENT

<u>AGENDA ITEM TITLE:</u>	<u>DATE:</u>	April 6, 2020
	<u>Agenda Section</u>	<b>6</b>

**EMERGENCY ORDINANCE No. 977** OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA INSTITUTING THREE LOCAL HEALTH MANDATES RELATED TO THE COVID-19 PANDEMIC EMERGENCY: 1) 14-DAY SELF QUARANTINE REQUIRED FOR INTRASTATE TRAVELERS; 2) MODIFIED QUARANTINE IS PERMITTED FOR CRITICAL WORKFORCE INFRASTRUCTURE; AND 3) REQUIREMENT THAT TRAVEL SAFETY AND MODIFIED QUARANTINE PLANS FOR CRITICAL WORKFORCE INFRASTRUCTURE BE SUBMITTED TO THE CITY AND BOROUGH OF WRANGELL FOR APPROVAL, PRIOR TO TRAVEL

SUBMITTED BY:

Lisa Von Barge, Borough Manager

FISCAL NOTE:

**Expenditure Required:** \$XXX Total

FY 20: \$	FY 21: \$	FY22: \$
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**Amount Budgeted:**

FY20 \$XXX

**Account Number(s):**

XXXXXX XXX XXXX

**Account Name(s):**

Enter Text Here

**Unencumbered Balance(s) (prior to expenditure):**

\$XXX

Reviews/Approvals/Recommendations

<input type="checkbox"/>	Commission, Board or Committee
Name(s)	
Name(s)	
<input checked="" type="checkbox"/>	Attorney
<input type="checkbox"/>	Insurance

ATTACHMENTS: 1. Emergency Ordinance No. 977

**RECOMMENDATION MOTION:**

Move to Approve Emergency Ordinance No. 977.

**SUMMARY STATEMENT:**

Late last week it became clear to Administration that some local health mandates are necessary to add additional protection of the community. Specifically, concerns are related to 1) the lack of State-mandated quarantine of people traveling intrastate; and 2) the backlog of Travel Safety Plans

submitted by critical workforce infrastructure, that the State has (more than 1,000), and the lack of approval prior to travel.

As part of Health Mandate 12 (described below), Attachment A, outlines Alaska's Essential Services and Critical Workforce Infrastructure. Number 20 on the list includes a "catch all" as follows, "All other businesses that can maintain Social Distancing Requirements and prohibit congregations of no more than 10 people in the business at a time (including employees)." This opens up travel to anyone who believes they can social distance. We know, quite by chance, a surveyor traveled to Wrangell from Sitka, and an appraiser is scheduled to travel to Wrangell early this week. We have no way of knowing if these people have actually submitted a plan to the State (likely they have), or what their social distancing and modified quarantine plans may be – if any. Hence the concern of Administration and the initial call for the emergency meeting this past Friday.

On March 27<sup>th</sup> the Governor and DHSS issued Health Mandate 12 related to intrastate travel. The Mandate restricts intrastate travel to that of Critical Workforce Infrastructure and Critical Personal Needs. The Mandate DOES NOT require a 14-day quarantine period for people who are traveling under these two categories. The Mandate says, "No one traveling to or from any community for critical reasons or critical personal travel may be subject to any automatic quarantine or isolation on arrival except as allowed under Alaska Statutes or Health Mandates." There is currently no Alaska Statute or Health Mandate requiring a quarantine for in-state travelers. Mandate 10 requires self-quarantine for international and interstate travelers only.

Health Mandate 12, Attachment B, is the Alaska Small Community Emergency Travel Order which provides for communities that are removed from the road system; have a population less than 3,000; and do not house a hub hospital managed by a tribal healthcare system, to adopt travel restrictions more stringent than those of the State. Administration believes Wrangell qualifies for local mandates because there is no road access, the population is approximately 2,400, and Wrangell Medical Center is not considered a hub hospital.

Following concerns expressed by Assembly member Decker, Captain Sprehe reached out to the State Emergency Operations Center (SEOC) for confirmation that Wrangell Medical Center is not considered a hub hospital. At the time this agenda statement was written a response had not been received. Captain Sprehe did send an email to SEOC last week advising them that we do qualify as a Small Community and asked if any local mandates were required to have approval by the State. They replied that no prior approval is necessary, nor was Wrangell's assumed qualification questioned. Admittedly, SEOC is under intense circumstances as well, and not every nuance of every situation can be recognized by them.

Administration is operating under the assumption that Wrangell qualifies for the exemption. We will do our best to ensure an answer from the State prior the meeting. The attached ordinance outlines three local health mandates as follows:

- 1) Intrastate travelers are required to adhere to the 14-day quarantine.
- 2) Modified Quarantines are permitted. This means Critical Workforce Infrastructure may submit a Travel Safety and Modified Quarantine Plan that allows for workforce employees to quarantine between their place of work and their domicile. By example, the workforce being brought in by Dawson, the hospital contractor, will be allowed to be at the job site

under controlled circumstances, and at their domicile and travel directly in between for the 14-day quarantine period. For a fishing vessel from out of town, quarantine will be either on the vessel or in an upland domicile location.

- 3) The Travel Safety and Modified Quarantine Plans (currently required for submittal only to the State) must be submitted to the City & Borough of Wrangell for approval prior to travel. The term prior to travel is defined in the ordinance and includes quarantine time that can be achieved by someone in transit on a vessel.

Another concern expressed, is that Wrangell may be setting itself up, on a smaller scale, to be inundated with plan submissions for which there is not staff capacity to review and timely approve plans. As the Assembly is aware, the Borough currently has departments fully closed with staff working. Those staff are conducting business that either would normally be done at different time of year, or are doing work that is often bypassed for other, more critical day-to-day operational needs. These work tasks can be displaced to bring that staff (specifically department directors) into a position to review and approve plans with assistance from Captain Sprehe, the Harbormaster and the Manager. Those plans were being put in place today to be prepared if the Assembly approves this ordinance.

The ordinance, as written, requires a 48-hour turn-around on review of plans by the Borough.

This ordinance is meant to address things from a more overarching perspective. There are certainly details relating to specific industries that are in the process of being developed for review by industry. One example is a meeting, requested by Assembly member Decker, with members of the fishing industry, which is being scheduled sometime during the first half of this week.

CITY AND BOROUGH OF WRANGELL, ALASKA  
ORDINANCE NO. 977

AN EMERGENCY ORDINANCE OF THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA INSTITUTING THREE LOCAL HEALTH MANDATES RELATED TO THE COVID-19 PANDEMIC EMERGENCY: 1) 14-DAY SELF QUARANTINE REQUIRED FOR INTRASTATE TRAVELERS; 2) MODIFIED QUARANTINE IS PERMITTED FOR CRITICAL WORKFORCE INFRASTRUCTURE; AND 3) REQUIREMENT THAT TRAVEL SAFETY AND MODIFIED QUARANTINE PLANS FOR CRITICAL WORKFORCE INFRASTRUCTURE BE SUBMITTED TO THE CITY AND BOROUGH OF WRANGELL FOR APPROVAL, PRIOR TO TRAVEL

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death and is caused by the SARS-Cov-2 virus, a new strain of the coronavirus that has not previously been identified in humans and is easily transmittable person to person; and

WHEREAS, COVID-19, or the novel coronavirus, is a contagious virus that is actively spreading across the world, including in the United States, and specifically now in Alaska with 185 confirmed cases, and 6 deaths (as of 4-5-2020); and,

WHEREAS, on March 11, 2020 the World Health Organization (WHO) declared the virus a pandemic; Alaska Governor Dunleavy issued a declaration of public health disaster emergency in response to the anticipated outbreak of COVID-19 in Alaska; and on March 13, 2020 President Donald J. Trump declared a national emergency in response to the virus pandemic; and

WHEREAS, on March 17, 2020 the City & Borough of Wrangell passed an ordinance declaring an emergency related to the COVID-19 Pandemic; and

WHEREAS, Governor Dunleavy and the Department of Health & Social Services have issued several Health Alerts and Health Mandates; and

WHEREAS, Health Mandate 12 related to Intrastate Travel restricts travel between Alaska communities to those traveling for Critical Workforce Infrastructure, and Critical Personal Travel; and

WHEREAS, Health Mandate 12 **DOES NOT** require the mandatory self-quarantine, or modified self-quarantine of intrastate travelers; and

WHEREAS, Heath Mandate 12, Attachment A, outlines those businesses deemed Critical Workforce Infrastructure which are allowed to travel, or remain open; and

WHEREAS, Health Mandate 12, Attachment A, No. 20, considers any business that can be operated while maintaining social distancing, and less than 10 people including employees, to be critical; and

WHEREAS, this means significant business travel will continue between communities; and

WHEREAS, almost any person traveling to Wrangell via air or water is traveling from or through a location with known community spread of COVID-19; and

WHEREAS, Health Mandate 12 requires that all Critical Workforce Infrastructure submit a Travel Safety Plan to the State of Alaska; and

WHEREAS, the State of Alaska currently has a backlog of more than 1,000 Plans; and

WHEREAS, the State of Alaska is reviewing, as time allows, but not approving, Plans prior to travel by Critical Workforce Infrastructure entities; and

WHEREAS, the State is not releasing the Plans to local municipalities or local Emergency Operations Centers for review at the local level; and

WHEREAS, Health Mandate 12, Attachment B, is the Alaska Small Community Emergency Travel Order which provides for communities that are removed from the road system; have a population less than 3,000; and do not house a hub hospital managed by a tribal healthcare system, to adopt travel restrictions more stringent than those of the State; and

WHEREAS, Wrangell qualifies as a Small Community as there is no road access, the population is approximately 2,400, and Wrangell Medical Center is not considered a hub hospital; and

WHEREAS, to keep Wrangell citizens and critical workforce visitors safe, it is essential that Wrangell adopt local mandates regarding self-quarantine of intrastate travelers, Travel Safety Plans, and modified self-quarantine.

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA:

**SECTION 1: AUTHORIZATION.** This is a non-codified EMERGENCY ORDINANCE provided for in the Home Rule Charter of the City & Borough of Wrangell, Alaska Section 2-11.

**SECTION 2: DECLARATION OF LOCAL HEALTH MANDATE 1: INTRASTATE TRAVEL QUARANTINE REQUIRED.** The City & Borough of Wrangell requires ALL travelers,

arriving from any destination intrastate or interstate, via any mode of transportation, to self-quarantine for 14 days.

**SECTION 3: START OF QUARANTINE:** If arriving by air, quarantine begins the day of arrival. If arriving by marine vessel, quarantine begins the day the vessel left the most recent port of call prior to arrival. Crew of a marine vessel is considered to have met the quarantine requirement if, upon arrival in Wrangell, the full crew has been at sea, with no stops where quarantine is broken, for a minimum of 14 days.

**SECTION 4: DECLARATION OF LOCAL HEALTH MANDATE 2: MODIFIED QUARANTINE PERMITTED.** Modified quarantine of employees of Critical Workforce Infrastructure is permitted upon approval by the City & Borough of Wrangell of a Travel Safety and Modified Quarantine Plan.

**SECTION 5: DECLARATION OF LOCAL HEALTH MANDATE 3: LOCAL APPROVAL OF TRAVEL SAFETY AND MODIFIED QUARANTINE PLANS REQUIRED.** Businesses and individuals eligible for travel as Critical Workforce Infrastructure are required to submit a Travel Safety and Modified Quarantine Plan for review and approval to the City & Borough of Wrangell, prior to travel.

**SECTION 6: DEFINITION OF "PRIOR TO TRAVEL."** If arriving by air, Plans must be submitted a minimum of 48 hours in advance and must be approved by the Borough prior to embarkation at point of origin. If arriving by marine vessel on the same day as departure, Plans must be submitted a minimum of 48 hours in advance and must be approved by the Borough prior to embarkation at point of origin. If arriving by marine vessel following multi-day travel at sea, and on a vessel upon which crew can quarantine, Plans must be submitted a minimum of 48 hours prior to any crew member coming ashore in Wrangell.

**SECTION 7: BOROUGH REVIEW AND APPROVAL TIMELINE.** Upon receipt of a Travel Safety and Modified Quarantine Plan, the City and Borough of Wrangell will review the plan and respond within 48 hours. If amendments to a Plan are requested by the Borough, the Borough will respond to amendments within 24 hours of receipt.

**SECTION 8: EFFECTIVE DATES.** This ordinance shall be effective upon adoption and shall sunset October 17, 2020 or until the virus is no longer declared a federal, state, and local emergency, whichever occurs first.

PASSED AND APPROVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF WRANGELL, ALASKA THIS 6<sup>TH</sup> DAY OF APRIL, 2020.

CITY & BOROUGH OF WRANGELL, ALASKA

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Stephen Prysunka, Mayor

ATTEST: \_\_\_\_\_  
Kim Lane, Borough Clerk

Exhibits:  
State Mandate 12  
Attachment A to Mandate 12  
Attachment B to Mandate 12



## State Issued Mandate 12

Item a.

Issued: March 27, 2020

By: Governor Mike Dunleavy  
Commissioner Adam Crum, Alaska Department of Health and Social Services  
Dr. Anne Zink, Chief Medical Officer, State of Alaska

To prevent the spread of Coronavirus Disease 2019 (COVID-19), the State of Alaska is issuing its twelfth health mandate based on its authority under the Public Health Disaster Emergency Declaration signed by Governor Mike Dunleavy on March 11, 2020.

Given the increasing concern for new cases of COVID-19 being transmitted via community spread within the state, Governor Dunleavy and the State of Alaska are issuing the following mandate to **go into effect March 28, 2020 at 8:00 am and will be reevaluated by April 11, 2020.**

This mandate is issued to protect the public health of Alaskans. The Governor looks to establish consistent mandates across the State in order to mitigate the impact of COVID-19. The goal is to flatten the curve and disrupt the spread of the virus.

The purpose of this mandate is to control the movement of individuals within Alaska in order to prevent, slow, and otherwise disrupt the spread of the virus that causes COVID-19.

The State of Alaska and the Alaska Department of Health and Social Services (DHSS) acknowledge the importance of minimizing intrastate travel to avoid introducing new COVID-19 cases into Alaska communities and slow the spread of the virus in state. It is imperative that Alaskans heed these guidelines.

Critical infrastructure is vital to keeping Alaska safe, and as a result businesses and employees of critical infrastructure industries must, to the extent reasonably feasible, take reasonable care to protect their staff and operations during this pandemic. If your business is included in “Alaska’s Essential Services and Critical Infrastructure” (formerly Attachment A), you must submit a travel plan or protocol for maintaining critical infrastructure to [akcovidplans@ak-prepared.com](mailto:akcovidplans@ak-prepared.com). The plan should outline how you will avoid the spread of COVID-19 and not endanger the lives of the communities in which you operate, of others who serve as a part of that infrastructure, or the ability of that critical infrastructure to function. **If you have already submitted a plan pursuant to Health Mandate 10.1 related to interstate travel, you do not need to submit another plan.**

Critical infrastructure includes those items listed in “Alaska’s Essential Services and Critical Infrastructure” (formerly Attachment A) <https://gov.alaska.gov/wp-content/uploads/sites/2/03232020-COVID-19-Health-Mandate-010-Attachment-A.pdf>

**\*\*\*This Mandate supersedes any local government or tribal mandate, directive, or order restricting intrastate travel \*\*\***

**Health Mandate 012 – Intrastate Travel – Limiting travel between communities to critical infrastructure or critical personal needs.**

**Effective 8:00 am March 28, 2020:**

## State Issued Mandate 12

*Item a.*

All in-state travel between communities, whether resident, worker, or visitor, is prohibited unless travel is to support critical infrastructure, or for critical personal needs. Certain Small Alaskan communities may implement further travel restriction pursuant to “Alaska Small Community Emergency Travel Order – Attachment B.”

Personal travel is prohibited except as necessary to meet critical personal needs or work in critical infrastructure jobs. Critical personal needs include buying, selling, or delivering groceries and home goods; obtaining fuel for vehicles or residential needs; transporting family members for out-of-home care, essential health needs, or for purposes of child custody exchanges; receiving essential health care; providing essential health care to a family member; obtaining other important goods; and engaging in subsistence activities. Travelers are reminded to follow social distancing measures, including, to the extent reasonably feasible, keeping six feet away from others, avoiding crowded places, and limiting public gatherings to less than ten people. Read the “Mandate 11 and 12 FAQ’s” for more details.

No one traveling to or from any community for critical reasons or critical personal travel may be subject to any automatic quarantine or isolation on arrival except as allowed under Alaska Statutes or Health Mandates.

Air carriers and other travel-related businesses have no duty to verify that intrastate travelers meet the criteria for permissible travel under this health mandate. Air carriers shall inquire if travelers are permitted to travel under this mandate and shall rely upon a traveler’s assurance that they are eligible to travel.

**\*\*\*This Mandate supersedes any local government or tribal mandate, directive, or order restricting intrastate travel \*\*\***

For the latest information on COVID-19, visit [coronavirus.alaska.gov](https://coronavirus.alaska.gov)

State of Alaska COVID-19 Mandate 012

Alaska Essential Services and Critical Workforce Infrastructure Order  
(Formerly “Attachment A”)  
Amended March 27, 2020

Item a.

Issued: March 27, 2020

By: Governor Mike Dunleavy  
Commissioner Adam Crum, Alaska Department of Health and Social Services  
Dr. Anne Zink, Chief Medical Officer, State of Alaska

To prevent the spread of Coronavirus Disease 2019 (COVID-19), the State of Alaska is issuing this Order based on its authority under the Public Health Disaster Emergency Declaration signed by Governor Mike Dunleavy on March 11, 2020.

This Order amends and supersedes the document formerly referenced as “Attachment A,” and continues to apply to any Mandate referencing Attachment A or Critical Workforce Infrastructure. This Order remains in effect until amended, rescinded, or superseded by further Order of the Governor.

Functioning critical infrastructure is imperative during the response to the COVID-19 emergency for both public health and safety, as well as community well-being. Certain critical infrastructure industries have a special responsibility in these times to continue operations.

**I. MANDATORY CLOSURES**

- a. All businesses within Alaska, except those specifically exempted below, are required to cease all activities at facilities located within the state, except Minimum Basic Operations, as defined in Section I.c. For clarity, businesses may also continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e., working from home).
- b. For purposes of this Order, covered businesses include any for-profit, non-profit, or educational entities, regardless of the nature of the service, the function they perform, or corporate or entity structure.
- c. **“Minimum Basic Operations”** include the following, provided that employees comply with Social Distancing Requirements as defined in this Section, to the extent possible, while carrying out such operations:
  - i. The minimum necessary activities to maintain the value of the business’s inventory, ensure security, process payroll and employee benefits, or for related functions.
  - ii. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences.

**II. ESSENTIAL SERVICES AND CRITICAL INFRASTRUCTURE**

- a. Businesses exempted from Section I are strongly encouraged to remain in operation while complying with social distancing requirements, by maintaining six-foot social distancing for both employees and members of the public, including, but not limited to, when any customers are standing in line.
- b. For purposes of this Order, Essential Services and Critical Infrastructure industries and entities in Alaska include:
  - i. **“Healthcare Operations,”** including hospitals, clinics, dental emergency services, pharmacies, other healthcare facilities, home healthcare services and providers, mental health providers, companies and institutions involved in the research and development, manufacture, distribution, warehousing, and supplying of

pharmaceuticals, biotechnology therapies, consumer health products, medical devices, diagnostics, equipment, services, or any related and/or ancillary healthcare services. “Healthcare Operations” also includes veterinary care and healthcare services provided to animals.

1. “Healthcare Operations” does not include fitness and exercise gyms and similar facilities.
- ii. **“Essential Infrastructure,”** including businesses providing any services or performing any work necessary to the operations and maintenance of services including, but not limited to, the Port of Alaska, public works construction, construction of housing, airport operations, water, sewer, gas, electrical, oil production, mining, logging, roads and highways, public transportation, solid waste collection and removal, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services).
- iii. **“Financial services sector,”** which includes workers who are needed to process and maintain systems for processing financial transactions and services, such as payment, clearing and settlement services, wholesale funding, insurance services, and capital markets activities; to provide consumer access to banking and lending services, including ATMs, movement of currency (e.g. armored cash carriers); support financial operations, such as those staffing data and security operations centers; appraisals and titling; and, key third-party providers who deliver core services.
- iv. **“First Responders,”** which includes emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel.
- v. **“Essential Governmental Functions,”** which includes all services needed to ensure the continuing operation of government agencies and provide for the health, safety, and welfare of the public. This includes Department of Defense personnel returning from temporary duty or engaging in mission essential travel. This also includes Office of Children’s Services personnel acting in an official capacity.
- vi. **“Essential Business,”** which includes:
  1. Grocery stores, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of food, beverages, and other household consumer products (such as cleaning and personal care products). This includes stores that sell groceries and also sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operation of residences;
  2. Food and agriculture, cultivation, including farming, livestock, fishing and processing;
  3. Businesses that provide food, shelter, social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;
  4. Newspapers, television, radio, and other media services;
  5. Gas stations and auto-supply, auto-repair, bicycle-repair, and related facilities;
  6. Hardware stores;
  7. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and critical infrastructure.

8. Businesses providing mailing and shipping services, including post office boxes;
9. Educational institutions facilitating distance learning;
10. Laundromats, dry cleaners, and laundry service providers;
11. Restaurants and other facilities that prepare and serve food, but only for delivery or carry out under the restrictions set forth in COVID-19 Health Mandate 003, issued March 17, 2020;
12. Businesses that supply products needed for people to work from home;
13. Businesses that supply other essential businesses with the support or supplies necessary to operate;
14. Businesses that transport goods to grocery stores, supermarkets, convenience stores, engaged in the retail sale of food, household consumer products, delivery of fuel, or other services directly to residences or other critical industries outlined in this health mandate.
15. Airlines, railroads, taxis, and other private transportation providers providing transportation services;
16. Home-based care for seniors, adults, or children;
17. Residential facilities and shelters for seniors, adults, and children;
18. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally-mandated activities;
19. Childcare facilities, subject to new recommendations for increased hygiene and social distancing. Childcare facilities should be used only by those who need childcare to work at a critical job.
20. All other businesses that can maintain Social Distancing Requirements (defined below) and prohibit congregations of no more than 10 people in the business at a time (including employees).

### III. SOCIAL DISTANCING REQUIREMENTS.

- a. “Social Distancing Requirements” includes maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer containing at least 60% alcohol, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands.

### IV. ADOPTION OF FEDERAL GUIDANCE.

- a. This Order incorporates by reference the Memorandum on Identification of Essential Critical Infrastructure Workers during COVID-19 Response issued by the Cybersecurity and Infrastructure Security Agency of the United States Homeland Security on March 19, 2020. That guidance is located at <https://www.cisa.gov/publication/guidance-essential-critical-infrastructure-workforce>. This order also incorporates federal guidance from the Department of the Treasury and the Department of Defense that are located at <https://home.treasury.gov/news/press-releases/sm956> and <https://media.defense.gov/2020/Mar/22/2002268024/-1/-1/1/DEFENSE-INDUSTRIAL-BASE-ESSENTIAL-CRITICAL-INFRASTRUCTURE-WORKFORCE-MEMO.PDF>

V. **PENALTY FOR NONCOMPLIANCE.**

**A violation of a State COVID-19 Mandate may subject a business or organization to an order to cease operations and/or a civil fine of up to \$1,000 per violation.**

- a. In addition to the potential civil fines noted above, a person or organization that fails to follow the State COVID-19 Mandates designed to protect the public health from this dangerous virus and its impact may, under certain circumstances, also be criminally prosecuted for Reckless Endangerment pursuant to Alaska Statute 11.41.250. Reckless endangerment is defined as follows:
  - i. A person commits the crime of reckless endangerment if the person recklessly engages in conduct which creates a substantial risk of serious physical injury to another person.
  - ii. Reckless endangerment is a class A misdemeanor.
- b. Pursuant to Alaska Statute 12.55.135, a defendant convicted of a class A misdemeanor may be sentenced to a definite term of imprisonment of not more than one year.
- c. Additionally, under Alaska Statute 12.55.035, a person may be fined up to \$25,000 for a class A misdemeanor, and a business organization may be sentenced to pay a fine not exceeding the greatest of \$2,500,000 for a misdemeanor offense that results in death, or \$500,000 for a class A misdemeanor offense that does not result in death.

Alaska Small Community Emergency Travel Order  
(Attachment B)  
Amended March 27, 2020

*Item a.*

Issued: March 27, 2020

By: Governor Mike Dunleavy  
Commissioner Adam Crum, Alaska Department of Health and Social Services  
Dr. Anne Zink, Chief Medical Officer, State of Alaska

To prevent the spread of the disease caused by the coronavirus (COVID-19), the State of Alaska is issuing this Order based on its authority under the Public Health Disaster Emergency Declaration signed by Governor Mike Dunleavy on March 11, 2020.

This Order remains in effect until amended, rescinded, or superseded by further Order of the Governor. Certain emergency travel is imperative during the COVID-19 pandemic for both public health and safety as well as community well-being.

**I. ORDER APPLICABILITY**

- a. This Order is applicable to Alaskan communities that are removed from the road system, have a population smaller than 3,000, and do not house a hub hospital managed by the tribal healthcare system ("Small Community").

**II. SMALL COMMUNITY TRAVEL RESTRICTIONS AND EXCEPTIONS**

- a. A Small Community (as defined in Subsection I.a. above) may adopt travel restrictions that are more restrictive than otherwise permitted in Health Mandate 012. Small Communities may not prohibit, or restrict in any manner, the following emergency travel:
  - i. Emergency First Responders (includes fire, ambulatory services, and other similar emergency first responders).
  - ii. Law Enforcement acting within their official duties (this includes federal, state, and local law enforcement personnel); and
  - iii. Office of Children's Services personnel responding to reports of child abuse and neglect and insuring child safety.

**III. DUTIES OF AIR CARRIERS AND OTHER TRAVEL RELATED BUSINESSES**

- a. Air carriers and other travel related businesses conducting travel to Small Communities shall inquire if travelers are permitted to travel under this Order and shall rely upon a traveler's assurance that they are eligible to travel. Air carriers and other travel related businesses shall have no other duty or obligation to verify that travelers meet the criteria for permissible travel under this Order.