ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Emergency Ordinance Serial No. 2021-05

An Emergency Ordinance Mandating COVID-19 Testing or Quarantine for Interstate, Intrastate, and International Travelers Arriving in the City and Borough of Juneau.

WHEREAS, CBJ Charter 5.4(a) provides the Assembly may adopt an emergency ordinance to meet a public emergency by an affirmative vote of at least six assembly members; and

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

WHEREAS, on March 11, 2020, the World Health Organization (“WHO”) declared the virus a pandemic; and

WHEREAS, on March 11, 2020, the State of Alaska declared a public health emergency in response to the anticipated outbreak of the virus in Alaska; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a national emergency in response to the virus pandemic; and

WHEREAS, on March 16, 2020, the Assembly declared a local emergency in response to COVID-19; and

WHEREAS, on March 22, 2020, the City and Borough of Juneau (“CBJ”) received its first positive case of COVID-19; and

WHEREAS, the Juneau International Airport and the Juneau ferry terminal are the primary point-of-entries for persons traveling into Juneau; and

WHEREAS, as of February 3, 2021, there have been more than 1200 confirmed cases in the City and Borough of Juneau, of which a substantial percentage are travel related and attributable to community spread; and

WHEREAS, Alaska continues to experience a substantial increase in COVID-19 cases with multiple community regions currently at a high alert level, including Juneau vacillating between the high and moderate level; and
WHEREAS, the State of Alaska initially issued Health Alert 10 on March 13, 2020 (interstate and international travel), and initially issued Health Mandate 18 on June 5, 2020 (intrastate travel); and

WHEREAS, such travel mandates have been revised since initially adopted but remained in effect, most recently as Health Order 6 (International and Interstate Travel) and Health Order 8 (Intrastate Travel); and

WHEREAS, the State of Alaska declaration of a public health disaster emergency in response to COVID-19 expires on February 14, 2021, and there is great uncertainty whether the Legislature will adopt legislation to extend it (i.e. S.B. 56); and

WHEREAS, the City and Borough of Juneau has the authority to implement temporary local travel orders relating to air and sea travel to Juneau to protect the health of all people living in and traveling to the community.

THEREFORE BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

Section 1. Classification. This ordinance is a noncode ordinance.

Section 2. Intrastate Travel Order. All travel from a community on the Road System or the Alaska Marine Highway System is subject to the following:

(A) Less than or equal to 72 hours – If the traveler is in a community on the Road System or the Alaska Marine Highway System for less than or equal to 72 hours:

(1) Recommend testing for SARS-CoV-2 using a molecular test 5 days after arrival at final destination.

(2) Follow strict social distancing until negative test results are received.

(3) If the traveler does not get a molecular test for SARS-CoV-2, they must follow strict social distancing for 14 days at final destination.

(B) Greater than 72 hours – If the traveler is in a community on the Road System or the Alaska Marine Highway System for greater than 72 hours:

(1) Get a molecular test for SARS-CoV-2 within 72 hours prior to travel to a community off the Road System or the Alaska Marine Highway System.

(2) The traveler should not commence travel until a negative test result is received.

(3) If return travel cannot be delayed until the test result is available, the traveler must follow strict social distancing until they receive a negative result.

(4) Five days after arrival at final destination, recommend testing for SARS-CoV-2 using a molecular test, and follow strict social distancing until negative test results are received.

(5) If the traveler does not get a molecular test for SARS-CoV-2, they must follow strict social distancing for 14 days at their final destination.
(C) Anyone who is currently infected with SARS-CoV-2 virus must not travel until they are cleared from isolation by a medical professional.

(D) Asymptomatic people who have recovered from a documented SARS-CoV-2 infection within the past 90 days are exempt from travel testing.

Section 3. International and Interstate Travel Order.

(A) Applicability. This Order applies to all persons entering the City and Borough of Juneau, whether resident, worker, or visitor. This Order applies to all forms of travel (land, sea, and air). Children age 10 and under are exempt from the testing requirement. However, untested children traveling with a parent or guardian must remain in the same status for the same duration as the parent/guardian (self-quarantine and/or strict social distancing).

(B) All international and interstate travelers:

(1) Must complete a Travel Declaration Form and a Self-Isolation Plan in the Alaska Travel Portal at www.alaska.covidsecureapp.com.

(2) Any person currently positive with COVID-19 cannot travel to the City and Borough of Juneau until they have been released from isolation, or cleared for travel, by a medical provider or public health agency.

(C) Requirements for All Travelers Entering the City and Borough of Juneau: All travelers, Alaska resident and non-residents alike, who are arriving in the City and Borough of Juneau from outside the City and Borough of Juneau must comply with one of the following options, with special considerations for Alaska residents outlined in Section IV:

(1) Pre-travel molecular-based test for SARS-CoV2 with negative results: The traveler must submit negative test results from a test taken within 72 hours of departure into the Alaska Travel Portal or have proof of a negative test available to show screeners at the airport upon arrival.

(a) All travelers with negative results from tests taken within 72 hours of departure must follow strict social distancing for five days after arrival into Alaska, or until they leave Alaska, whichever occurs first.

(b) A second test taken between five and 14 days after arrival is recommended, but not required.

(2) Pre-travel molecular-based test for SARS-CoV2 without results: The traveler must submit proof of a test taken within 72 hours of departure into the Alaska Travel Portal, or have proof available of having taken a test to show screeners at the airport.

(a) The traveler must follow strict social distancing until test results arrive.

(b) The traveler must upload test results to the Alaska Travel Portal when received, regardless if negative or positive.
(c) All travelers with negative results from tests taken within 72 hours of departure must follow strict social distancing for five days after arrival into City and Borough of Juneau or until they leave City and Borough of Juneau, whichever occurs first.

(d) A second test taken between five and 14 days after arrival is recommended, but not required.

(e) If the molecular-based test for SARS-CoV2 result is positive, the traveler must remain in self-isolation at their own expense. They must contact the State of Alaska COVID Reporting Hotline (1-877-469-8067) and cannot travel until cleared by Public Health.

(3) **No pre-travel molecular-based test for SARS-CoV2:** If a non-resident traveler (age 11 or older) arrives in the City and Borough of Juneau without proof of a negative test result or proof of a test taken within 72 hours of departure, they will be required to pay $250 per test at the airport. Residents may obtain a molecular-based test for SARS-CoV2 upon arrival in the City and Borough of Juneau at no cost.

(a) All travelers must follow strict social distancing until test results are available.

(b) All travelers with negative results from the arrival test must follow strict social distancing for five days after arrival into the City and Borough of Juneau or until they leave the City and Borough of Juneau, whichever occurs first.

(c) A second test taken between five and 14 days after arrival is recommended, but not required.

(D) **Special Considerations for Alaska Residents:**

(1) **Quarantine for 14 days after arrival into the City and Borough of Juneau.**

(a) No test is required; and

(b) The resident traveler must self-quarantine, at their own expense.

(2) **Travel outside of the State of Alaska for less than 72 hours.**

(a) No test or quarantine is required.

(b) Resident traveler will self-monitor for 14 days after arrival for any symptoms, even mild ones.

(E) **Prior confirmed positive results within 90 days of departure – All Travelers:**

(1) No molecular-based test for SARS-CoV2 is required for any traveler, either immediately before travel or upon arrival, if all three of the following conditions are met:

(a) The traveler provides proof of a previously positive result of a molecular-based test for SARS-CoV2 within 90 days of departure; and

(b) The traveler is currently asymptomatic; and

(c) The traveler can provide documentation of recovery from a medical provider or a public health official indicating the traveler has been released from isolation.
(F) **Requirements for Critical Infrastructure Workforce (CI) travel:**

(1) All workers arriving in the State of Alaska from outside the state as part of the critical infrastructure workforce, as is defined in the Cyber and Infrastructure Security Agency (CISA) “Guidance on the Essential Critical Infrastructure Workforce.”


(2) **Arrive with a letter from the employer that:**

(a) Identifies the employer and employee by name; and

(b) Details instructions on how the employee must travel to their job site in accordance with the employer’s Community Workforce Protective Plan; and

(c) Confirms the traveler is following the employer’s Community Workforce Protective Plan on file with the State of Alaska that includes testing and/or quarantine provisions.

(3) **The categories for the protective plans are below:**

(a) Protective Plans pursuant to the *Alaska Essential Services and Critical Infrastructure Order:* Critical infrastructure is vital to keeping Alaska safe, and, as a result, businesses and employees of critical infrastructure industries must take special care to protect their staff and operations during this pandemic.

If your business is included in the Cyber and Infrastructure Security Agency (CISA) “Guidance on the Essential Critical Infrastructure Workforce,” and your workers must travel to enter Alaska, you must submit a plan or protocol for maintaining critical infrastructure to the akcovidplans@ak-prepared.com. This plan must 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.

Companies that have previously submitted plans do not need to submit another; they can proceed under their current plans that have been reviewed by the State.

(b) Arriving commercial fishing vessel crewmembers, independent harvesters, and arriving seafood processing workers, must follow the procedures in State of Alaska COVID-19 Outbreak Health Order No 5.

(G) **Protocol.** The City and Borough of Juneau hereby orders that prior to arrival to Juneau, Alaska, from another state or nation, you must do all of the following:

(1) Read the available information about safely traveling to Alaska.

(2) Complete the State of Alaska Travel Declaration Form and the Self-Isolation Plan via the Alaska Travel Portal at [www.alaska.covidsecureapp.com](http://www.alaska.covidsecureapp.com).
(3) Resident travelers and non-resident travelers who choose to take a test prior to travel must submit their results or proof of a test taken within 72 hours or have proof available to show airport screeners.

(4) Travelers who indicate in the Alaska Travel Portal that they will be in Alaska for five days or more will receive a voucher within the Alaska Travel Portal that can be used for an optional second test five to 14 days after arrival. The voucher allows for a free follow up test at airport testing sites.

Section 4. Definitions. The following definitions apply to terms in this ordinance:

“Alaska Marine Highway” is defined as any community served by the Alaska Marine Highway System or the Inter-Island Ferry System. All travelers on Alaska Marine Highway System vessels will follow the travel testing requirements.

“Alaska Resident” means providing one of the following accepted forms of proof of Alaska residency for testing at airport:

(i) Alaska driver’s license or state-issued ID card.
(ii) Federally recognized Alaska tribal identification card.
(iii) Active duty military ID card or active duty dependent ID card.
(iv) Employment verification letter on employer letterhead or school verification letter for in-person schooling stating traveler is moving to Alaska for employment or school.

“Critical Personal Needs” is defined as those needs that are critical to meeting a person’s individual or family needs. Those 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 (to include child travelers); receiving essential health care; providing essential health care to a family member; obtaining other important goods; engaging in subsistence activities; pursuing formal (primary, secondary or collegiate) education or educational research; applying for a job; traveling for voting; and the inspection and maintenance of personal property.


“Isolation” means self-quarantining after you have a positive test result.

“Road System” is defined as any community connected by a road to the Steese, Elliot, Dalton, Seward, Parks, Klondike, Richardson, Sterling, Glenn, Haines, or Top of the World Highways.

“Self-Isolation Plan” means every non-resident traveler entering the state of Alaska will be required to complete a Self-Isolation Plan within the Alaska Travel Portal. This allows travelers to consider their plan for what they will do if their test results return positive while in Alaska.
“Self-quarantine”:
(i) Self-quarantine is required while waiting for the results of your first molecular-based test for SARS-CoV2.
(ii) Comply with all rules or protocols related to your self-quarantine as set forth by your hotel or rented lodging (if more restrictive than State of Alaska requirements), if applicable.

“Strict Social Distancing” means:
(i) Strict social distancing is allowed after you have one negative test result from a test taken within 72 hours of departure or on arrival into Alaska.
(ii) You may be in an outdoor public place, but you must remain six feet away from anyone not in your immediate household, and you must wear a face covering. You may arrange curbside shopping or have food delivery.
(iii) You cannot enter restaurants, bars, gyms, community centers, sporting facilities (i.e., ice rinks, gymnasiums, and sports domes), office buildings, and school or daycare facilities. Do not participate in any group activities, including sporting events and practices, weddings, funerals, or other gatherings.
(iv) This 14-day window can be shortened by receiving a negative result from an optional second molecular-based test for SARS-CoV2 taken between five and 14 days after arrival into Alaska.

Section 5. Effective Date. This ordinance shall be effective immediately upon the expiration of the State of Alaska declaration of a public health disaster emergency in response to COVID-19, which is scheduled to occur on February 14, 2021. This ordinance expires at 12:01 a.m. on May 26, 2021, unless terminated earlier by the Assembly by motion or upon the State of Alaska adopting a superseding order.

Adopted this ________ day of _______________________, 2021.

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Beth A. Weldon, Mayor

Attest:

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Elizabeth J. McEwen, Municipal Clerk