

Presented by: COW
Presented: 4/26/2021
Drafted by: R. Palmer III

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2021-16

An Emergency Ordinance Mandating COVID-19 Testing for 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, on February 14, 2021, the State of Alaska identified that non-residents traveling into the State no longer had to pay the \$250 for a COVID-19 test upon arrival and fully vaccinated people did not have to follow strict social distancing requirements while awaiting test results; and

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2 WHEREAS, while more community members are getting vaccinated for COVID, the
3 community has not reached herd immunity, children are not eligible for vaccines, a variant of
4 concern (B.1.1.7) has recently been detected in Juneau, and COVID is interrupting in-person
learning; and

5 WHEREAS, Alaska continues to experience a substantial increase in COVID-19 cases, like
6 the rest of the United States, with multiple regions in Alaska at a high alert level; and

7 WHEREAS, as of April 21, 2021, there have been more than 1389 confirmed cases in the
8 City and Borough of Juneau, of which a substantial percentage are travel related or
attributable to community spread; and

9 WHEREAS, imposing a traveler testing mandate best balances the desire to open the
10 economy while monitoring public health information to protect the health, safety, and welfare of
the community from COVID-19.

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

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

14 **Section 2. Travel Testing Mandate.**

15 (A) **Applicability.** This mandate applies to all persons entering the City and Borough
16 of Juneau, whether resident, worker, or visitor. This mandate applies to all forms of
travel (land, sea, and air) except people that remain on a vessel.

17 (B) **Requirements for All Travelers Entering the City and Borough of Juneau:**
18 All travelers, Alaska resident and non-residents alike, who are arriving in the City
and Borough of Juneau must comply with one of the following options:

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

22 (2) **No pre-travel molecular-based test for SARS-CoV2:** The traveler must
23 test upon entering the City and Borough of Juneau.

24 (3) **Testing Exemptions.**

25 (a) **Fully Vaccinated Exemption:** Fully-vaccinated travelers are exempt
from the testing requirement of this ordinance. Fully-vaccinated is
defined as more than two weeks following receipt of the second dose in a
two-dose series, or more than two weeks following receipt of one dose of a
single-dose vaccine.

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- (b) **Children under 10.** Children age 10 and under are exempt from the testing requirement of this ordinance.
- (c) **Travel outside of the State of Alaska for less than 72 hours.** A person from Alaska that travels outside of the State of Alaska for less than 72 hours is exempt from the testing requirement of this ordinance.
- (d) **Prior confirmed positive results within 90 days of departure.** A person is exempt from the testing requirements of this ordinance if all three of the following conditions are met:
 - (i) The traveler provides proof of a previously positive result of a molecular-based test for SARS-CoV2 within 90 days of departure; and
 - (ii) The traveler is currently asymptomatic; and
 - (iii) The traveler can provide documentation of recovery from a medical provider or a public health official indicating the traveler has been released from isolation.
- (e) **Critical Infrastructure Workforce travel:** Critical infrastructure workforce is defined in the Cyber and Infrastructure Security Agency “Guidance on the Essential Critical Infrastructure Workforce.” (Aug. 2018) Critical infrastructure workers must either test pursuant to this ordinance or test pursuant to a Community/Workforce Protective Plan (CWPP).
- (f) **Aircrew.** Arriving or transiting aircrew members employed by interstate or international passenger or cargo air carriers must either follow the testing requirements of this ordinance or follow the procedures in the Federal Aviation Administration (FAA) Safety Alert for Operators (SAFO) 20009, dated 29 Sep 2020, and all future revisions.

Section 3. Severability. If any provision of this ordinance, or the application thereof to any person or circumstances is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

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Section 4. Effective Date. This ordinance shall be effective at 12:01 a.m. on May 1, 2021. This ordinance expires at 12:01 a.m. on October 22, 2021, unless terminated earlier by the Assembly by motion or upon the State of Alaska adopting a superseding order.

Adopted this _____ day of _____, 2021.

Beth A. Weldon, Mayor

Attest:

Elizabeth J. McEwen, Municipal Clerk