
DIGEST

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HB 60 Original

2020 Second Extraordinary Session

Ivey

Abstract: Requires legislative approval for the renewal of an emergency declaration and provides the procedure to be used in the legislative approval of an emergency declaration.

Present law provides that a public health emergency shall be declared by executive order or proclamation of the governor if the governor finds that a disaster or emergency has occurred or the threat thereof is imminent.

Present law also provides that the public health emergency shall continue until the governor finds that the threat of danger has passed or the disaster or emergency has been dealt with to the extent that the emergency conditions no longer exist and terminates the state of disaster, emergency, or public health emergency by executive order or proclamation.

Present law provides that no public health emergency may continue for longer than 30 days unless renewed by the governor.

Present law authorizes the legislature to terminate an emergency declaration of a state of public health emergency by petition of a majority of the surviving members of either house.

Proposed law amends present law to provide that no public health emergency may continue for longer than 30 days unless renewed by the legislature as provided by proposed law.

Proposed law amends present law to clarify that the House of Representatives or the Senate may, by petition of the surviving members of either house, may terminate an emergency declaration.

Proposed law allows the governor to make a request to the legislature to approve renewal of a public health emergency and proposed law provides the procedure for renewal of a public health emergency declaration.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 29:768; Adds R.S. 29:768.1)