
DIGEST

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HB 3 Original

2020 Second Extraordinary Session

McFarland

Abstract: Creates and provides for the composition and duties of the Council of State and prohibits public health emergency declarations from extending beyond 30 days unless approved by the Council of State.

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

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

Proposed law amends present law to provide that no state of public health emergency may continue for longer than 30 days unless approved by the Council of State.

Proposed law establishes the Council of State and provides that the council shall amend, approve, or deny public health emergency declarations.

Proposed law provides that the governor, state treasurer, attorney general, speaker of the House of Representatives, and president of the Senate shall be members of the council.

Proposed law requires the council to appoint a chairperson from among its members.

Proposed law allows the members of the council to appoint a designee who shall have the rights and privileges of the member being represented.

Proposed law requires the Council of State to give notice for meetings and official actions and requires the council to publish its decisions in the Louisiana Register.

(Amends R.S. 29:768(A))