
DIGEST

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HB 19 Original

2020 Second Extraordinary Session

Mike Johnson

Abstract: Requires legislative approval for renewal of gubernatorial emergency declarations continuing beyond 30 days and provides for a procedure for legislative approval of the renewal.

Present law provides that a state of disaster, emergency, or 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 a majority of the surviving members of either house of the legislature may terminate a state of disaster or emergency or a state of public health emergency at any time.

Present law further provides that the petition terminating the state of emergency, disaster, or public health emergency may establish a period during which no other declaration of emergency or disaster may be issued and that the governor shall issue an executive order or proclamation ending the state of disaster or emergency.

Proposed law retains present law but makes renewal of an emergency declaration to extend beyond 30 days subject to legislative approval.

Proposed law provides for the procedure by which the legislature votes to determine whether to extend the state of public health emergency.

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

(Amends R.S. 29:724(B)(1) and 768(A); Adds R.S. 29:768.1)