
DIGEST

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HB 23 Original

2020 Second Extraordinary Session

McFarland

Abstract: Allows the legislature to modify declarations of public health emergency and requires the governor to issue a proclamation or executive order indicative of such legislative modification.

Present law provides that the state of 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 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 public health emergency at any time.

Present law further provides that the petition terminating the state of 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 amends present law to also allow the legislature to modify a declaration of a state of public health emergency.

Proposed law requires that the governor shall issue an executive order or proclamation when a declaration of a state of public health emergency has been modified or terminated.

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

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