

2020 Second Extraordinary Session

SENATE BILL NO. 35

BY SENATOR FIELDS

GOVERNOR. Requires that the termination of a gubernatorially declared state of disaster or emergency be approved by two-thirds of the membership of both houses. (1/1/21)
(Item #2)

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AN ACT

To amend and reenact R.S. 29:724(B)(2), relative to legislative termination of a gubernatorially declared state of disaster or emergency; to provide for approval requirements; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 29:724(B)(2) is hereby amended and reenacted to read as follows:

§724. Powers of the governor

* * *

B.

* * *

(2) The legislature, by petition signed by ~~a majority~~ **two-thirds** of the surviving members of ~~either house~~ **both houses** may terminate a state of disaster or emergency at any time. This petition terminating the state of emergency or disaster may establish a period during which no other declaration of emergency or disaster may be issued. Thereupon, the governor shall issue an executive order or proclamation ending the state of disaster or emergency.

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1 Section 2. This Act shall become effective on January 1, 2021.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Matt DeVille.

DIGEST

SB 35 Original

2020 Second Extraordinary Session

Fields

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

Proposed law provides that at any time, a two-thirds vote of the surviving members of both houses of the legislature may petition to terminate a gubernatorially declared state of disaster.

Effective January 1, 2021.

(Amends R.S. 29:724(B)(2))