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

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DIGEST

SB 40 Original

2020 Second Extraordinary Session

Hewitt

Present constitution provides that the legislature shall provide for orderly and temporary continuity of state government, in periods of emergency, until normal processes of government can be reestablished in accordance with the constitution and laws of the state; and, except as otherwise provided by this constitution, for the prompt and temporary succession to the powers and duties of public offices when incumbents become unavailable to perform their functions.

Proposed constitutional amendment retains present language and adds that to preserve continuity of government, remote participation and voting in open, public meetings may be authorized for members of the legislature to transact business during a public emergency. Further provides that no measure shall be enacted or adopted by remote action unless at least a majority of the elected members of either house are unable to meet in person at the state capitol due to the emergency.

Specifies submission of the amendment to the voters at the statewide election to be held on December 5, 2020.

(Amends Const. Art. XII, Sec. 11)