
DIGEST

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HB 11 Engrossed

2020 Second Extraordinary Session

Pressly

Abstract: Specifies that legislative termination of an emergency declaration does not affect the governor's ability to declare a state of disaster or emergency or public health emergency based on circumstances that are not directly related to the emergency that was terminated.

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 specifies that legislative termination of an emergency order does not affect the governor's ability to declare a state of disaster or emergency or state of public health emergency based on circumstances that are not directly related to the state of disaster or emergency or public health emergency that was terminated nor does it nullify other declarations.

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

(Amends R.S. 29:724(B)(2) and 768(B))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Add section that makes proposed law effective upon signature of governor or lapse of time for gubernatorial action.
2. Make technical changes.