

## HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HCR2037**

Kavanagh Floor Amendment

The KAVANAGH *substitute* floor amendment:

1. Authorizes the Legislature to call a special session to proclaim a state of emergency due to a *public health emergency or a statewide emergency*.
2. Specifies that the petition for the special session must be signed by a *majority of* the members of each house.
3. Stipulates that the Governor must call a legislative special session on or before the *14th day* after the state of emergency proclamation or issue the executive order, whichever is *earlier*.
4. Removes the authority of the Governor to call a legislative special session in order to modify or terminate an executive order or legislative order related to a state of emergency.
5. Specifies that a majority vote of the members of each house is required to pass a measure or issue a legislative order.
6. Permits the legislative special session to recess for any time deemed necessary except that if a majority of members petition that the Legislature resume before the end of the recess period at the date specified in the petition.
7. Allows the Governor to object to a legislative order or modification of an executive order by notifying the house in which the action originated and the Legislature must reconsider and approve the action by a roll call vote of the members of each house in order to issue the legislative order or terminate or modify an executive order notwithstanding the Governor's objections.
8. Removes the authority of the Governor to authorize quarantines without issuing an executive order.
9. Deletes language regarding the prohibition on a city, town or county declaring their own state of emergency.
10. Requires each house to prescribe rules of procedure to administer this legislation.

Amendment explanation prepared by S.Jensen

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Is

3/3/2021

KAVANAGH SUBSTITUTE FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.C.R. 2037

I move the following SUBSTITUTE amendment to the APPROPRIATIONS Committee Amendment to

HOUSE CONCURRENT RESOLUTION 2037 (Reference to printed resolution)

- 1 Page 1, line 6, strike "Pandemics" insert "Public health and statewide emergencies"
- 2 Strike line 8, insert "rules of procedure"
- 3 Line 11, strike "PANDEMIC DISEASE" insert "PUBLIC HEALTH EMERGENCY OR A STATEWIDE EMERGENCY"
- 4 Line 14, strike "AT LEAST SIXTY PERCENT" insert "A MAJORITY"
- 5 Lines 18 and 23, strike "PANDEMIC DISEASE" insert "PUBLIC HEALTH EMERGENCY OR A STATEWIDE EMERGENCY"
- 6 Line 26, strike "TWENTY-FIRST" insert "FOURTEENTH"
- 7 Line 28, strike "LATER" insert "EARLIER"
- 8 Strike lines 30 through 36
- 9 Reletter to conform
- 10 Page 2, line 7, strike "PARTICIPATING IN" insert "OF"
- 11 Line 9, strike "A" insert "ANY"; strike "UP TO SIXTY DAYS" insert "TIME DEEMED NECESSARY"
- 12 Line 10, strike "AT LEAST SIXTY PERCENT" insert "A MAJORITY"
- 13 Line 17, strike "PANDEMIC DISEASE" insert "PUBLIC HEALTH EMERGENCY OR A STATEWIDE EMERGENCY"
- 14 Line 24, strike "PANDEMIC DISEASE" insert "PUBLIC HEALTH EMERGENCY OR A STATEWIDE EMERGENCY"
- 15 Line 26, strike "PROTEST" insert "OBJECT TO"
- 16 Line 28, after the first "ORDER" insert "BY NOTIFYING THE HOUSE IN WHICH THE ACTION ORIGINATED"; strike "PROTESTS" insert "OBJECTS TO"

House Amendments to H.C.R. 2037

1 Page 2, line 30, strike "RECONFIRM" insert "RECONSIDER AND APPROVE"; after "A"  
2 insert "ROLL CALL"  
3 Line 31, after "MEMBERS" strike remainder of line insert "OF EACH HOUSE IN  
4 ORDER TO ISSUE THE LEGISLATIVE ORDER OR TERMINATE OR MODIFY AN EXECUTIVE  
5 ORDER NOTWITHSTANDING THE GOVERNOR'S OBJECTIONS."  
6 Strike lines 32 through 43, insert:  
7 "E. EACH HOUSE SHALL PRESCRIBE RULES OF PROCEDURE TO ADMINISTER THIS  
8 SECTION."  
9 Amend title to conform

JOHN KAVANAGH

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04:03 PM  
C: ed