

HB 325 - AS INTRODUCED

2021 SESSION

21-0428

05/10

HOUSE BILL

325

AN ACT relative to termination of a state of emergency by simple resolution.

SPONSORS: Rep. T. Lekas, Hills. 37; Rep. Spillane, Rock. 2; Rep. A. Lekas, Hills. 37; Rep. Prout, Hills. 37; Rep. Wallace, Rock. 12; Rep. Testerman, Merr. 2; Rep. True, Rock. 4; Rep. Ulery, Hills. 37; Rep. Love, Rock. 6; Rep. Gunski, Hills. 6

COMMITTEE: Legislative Administration

ANALYSIS

This bill provides for termination of a declared state of emergency by a simple resolution adopted by either body of the legislature. Current law requires adoption of a concurrent resolution.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struckthrough]~~
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to termination of a state of emergency by simple resolution.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 State of Emergency Declaration; Termination by the Legislature. Amend RSA 4:45, II(c) to
2 read as follows:

3 (c) The legislature may terminate a state of emergency by [~~concurrent~~] **a** resolution
4 adopted by a majority vote of [~~each~~] **either** chamber. The governor's power to renew a declaration of
5 a state of emergency shall terminate upon the adoption of a [~~concurrent~~] resolution under this
6 subparagraph; provided, however, that such resolution shall not preclude the governor from
7 declaring a new emergency for different circumstances under paragraph I of this section.

8 2 Supreme Court; Emergency Powers. Amend RSA 490:6-a, II to read as follows:

9 II. The general court may terminate any order entered pursuant to paragraph I of this
10 section to the extent that it deals with applicable statutes by [~~concurrent~~] **a** resolution adopted by a
11 majority vote of [~~each~~] **either** chamber. The justices' authority to renew such an order to the extent
12 that it deals with applicable statutes shall terminate upon the adoption of a [~~concurrent~~] resolution
13 under this paragraph.

14 3 Effective Date. This act shall take effect January 1, 2022.