

HB0524/973226/2

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 524, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Appropriations Committee Amendments (HB0524/154766/1), in line 13 of Amendment No. 1, after “actions;” insert “requiring the Governor to declare a fiscal emergency by an executive order after making a certain finding; providing for the termination of a certain fiscal emergency under certain circumstances; requiring an executive order declaring a fiscal emergency to include certain information; providing for the publication of a certain executive order declaring a fiscal emergency;”.

AMENDMENT NO. 2

On page 2 of the Appropriations Committee Amendments, in line 7 of Amendment No. 2, after “(E)” insert “(1)”; in lines 10 and 12, strike “(1)” and “(2)”; respectively, and substitute “(I)” and “(II)”, respectively; in line 11 of Amendment No. 2, after “EXISTS” insert “IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION”; and in line 15, after “FUNDS” insert “.

(2) (I) FOR PURPOSES OF PARAGRAPH (1) OF THIS SUBSECTION, IF THE GOVERNOR FINDS THAT A FISCAL EMERGENCY HAS DEVELOPED OR IS IMPENDING DUE TO ANY CAUSE, THE GOVERNOR SHALL DECLARE A FISCAL EMERGENCY BY EXECUTIVE ORDER.

(II) THE FISCAL EMERGENCY CONTINUES UNTIL THE GOVERNOR:

(Over)

1. FINDS THAT THE THREAT OR DANGER HAS PASSED OR THE EMERGENCY HAS BEEN DEALT WITH TO THE EXTENT THAT EMERGENCY CONDITIONS NO LONGER EXIST; AND

2. TERMINATES THE FISCAL EMERGENCY BY EXECUTIVE ORDER OR PROCLAMATION.

(III) A FISCAL EMERGENCY MAY NOT CONTINUE FOR LONGER THAN 30 DAYS UNLESS THE GOVERNOR RENEWS THE FISCAL EMERGENCY.

(IV) 1. THE GENERAL ASSEMBLY BY JOINT RESOLUTION MAY TERMINATE A FISCAL EMERGENCY AT ANY TIME.

2. AFTER THE GENERAL ASSEMBLY TERMINATES A FISCAL EMERGENCY, THE GOVERNOR SHALL ISSUE AN EXECUTIVE ORDER OR PROCLAMATION THAT TERMINATES THE FISCAL EMERGENCY.

(V) EACH EXECUTIVE ORDER OR PROCLAMATION THAT DECLARES OR TERMINATES A FISCAL EMERGENCY SHALL INDICATE:

(I) THE NATURE OF THE EMERGENCY; AND

(II) THE CONDITIONS THAT HAVE BROUGHT ABOUT THE FISCAL EMERGENCY OR THAT MAKE POSSIBLE THE TERMINATION OF THE FISCAL EMERGENCY.

(VI) EACH EXECUTIVE ORDER OR PROCLAMATION SHALL BE:

1. DISSEMINATED PROMPTLY BY MEANS
CALCULATED TO PUBLICIZE ITS CONTENTS; AND
2. FILED PROMPTLY WITH THE STATE ARCHIVES”.