

By: Vasut

H.B. No. 311

A BILL TO BE ENTITLED

AN ACT

relating to the declaration and length of a state of disaster or public health disaster.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 418.014(c), Government Code, is amended to read as follows:

(c) A state of disaster may not continue for more than 30 days unless renewed by the legislature by law [~~governor~~]. The legislature by law may terminate a state of disaster at any time. On termination by the legislature, the governor shall issue an executive order ending the state of disaster. The governor may not declare a state of disaster based on the same or a substantially similar finding for which a state of disaster was declared under Subsection (a) by the governor within the preceding 12 months.

SECTION 2. Sections 81.082(d) and (e), Health and Safety Code, are amended to read as follows:

(d) A declaration of a public health disaster may not continue for [~~not~~] more than 30 days unless renewed by the legislature by law. [~~A public health disaster may be renewed one time by the commissioner for an additional 30 days.~~]

(e) The governor or the legislature by law may terminate a declaration of a public health disaster at any time.

SECTION 3. Section 51.408(b), Occupations Code, is amended to read as follows:

1           (b) An emergency license issued under this section expires  
2 on the date indicated by the executive director, but not later than  
3 the 90th day after the date the license is issued. If the governor  
4 declares a [an-extended] state of disaster that is renewed by the  
5 legislature under Section 418.014, Government Code, the executive  
6 director may extend the term of an emergency license to an  
7 expiration date after the 90th day after the date the license was  
8 issued.

9           SECTION 4. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2021.