



1 81.003(7), Health and Safety Code, insert the following:

2 (7-a) "Public health emergency" means a determination  
3 by the commissioner, evidenced in an emergency order issued by the  
4 commissioner, that there exists an immediate threat from a  
5 communicable disease, health condition, or chemical, biological,  
6 radiological, or electromagnetic exposure that:

7 (A) potentially poses a risk of death or severe  
8 illness or harm to the public; and

9 (B) potentially creates a substantial risk of  
10 harmful exposure to the public.

11 (5) In the SECTION of the bill adding Sections 81.0813,  
12 81.0814, and 81.0815, Health and Safety Code, in the heading to  
13 added Section 81.0813, Health and Safety Code, between "DISASTER"  
14 and the underlined period, insert "OR ORDER PUBLIC HEALTH  
15 EMERGENCY".

16 (6) In the SECTION of the bill adding Sections 81.0813,  
17 81.0814, and 81.0815, Health and Safety Code, in added Section  
18 81.0813(a), Health and Safety Code, in the first sentence of that  
19 subsection, between "disaster" and "if", insert "or order a  
20 statewide or regional public health emergency".

21 (7) In the SECTION of the bill adding Sections 81.0813,  
22 81.0814, and 81.0815, Health and Safety Code, in added Section  
23 81.0813, Health and Safety Code, strike Subsections (b), (c), (d),  
24 and (e) of that section and substitute the following:

25 (b) Except as provided by Subsection (c), a public health  
26 disaster or public health emergency continues until the governor or  
27 commissioner terminates the disaster or emergency on a finding

1 that:

2 (1) the threat or danger has passed; or

3 (2) the disaster or emergency has been managed to the  
4 extent emergency conditions no longer exist.

5 (c) A public health disaster or public health emergency  
6 expires on the 30th day after the date the disaster or emergency is  
7 declared or ordered by the commissioner. A public health disaster  
8 may only be renewed by the legislature or by the commissioner with  
9 the approval of a designated legislative oversight board that has  
10 been granted authority under a statute enacted by the legislature  
11 to approve the renewal of a public health disaster declaration.  
12 Each renewal period may not exceed 30 days.

13 (d) A declaration or order issued under this section must  
14 include:

15 (1) a description of the nature of the disaster or  
16 emergency;

17 (2) a designation of the area threatened by the  
18 disaster or emergency;

19 (3) a description of the condition that created the  
20 disaster or emergency; and

21 (4) if applicable:

22 (A) the reason for renewing the disaster or  
23 emergency; or

24 (B) the reason for terminating the disaster or  
25 emergency.

26 (e) A declaration or order issued under this section must be  
27 disseminated promptly by means intended to bring its contents to

1 the public's attention. A statewide or regional declaration or  
2 order shall be filed promptly with the office of the governor and  
3 the secretary of state. A regional declaration or order shall be  
4 filed with the county clerk or municipal secretary in each area to  
5 which it applies, unless the circumstances attendant on the  
6 disaster or emergency prevent or impede the filing.

7 (8) In the SECTION of the bill adding Sections 81.0813,  
8 81.0814, and 81.0815, Health and Safety Code, in added Section  
9 81.0814, Health and Safety Code, between "disaster" and the  
10 underlined comma, insert "or ordering a public health emergency".

11 (9) Strike the SECTION of the bill repealing Sections  
12 81.082(d) and (e), Health and Safety Code, and substitute the  
13 following:

14 SECTION \_\_\_\_\_. Section 81.082(e), Health and Safety Code, is  
15 repealed.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.C.R. No. 59 was adopted by the Senate on May 31, 2021, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.C.R. No. 59 was adopted by the House on May 31, 2021, by the following vote: Yeas 135, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Received:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Secretary of State