1 SENATE CONCURRENT RESOLUTION

- WHEREAS, Senate Bill No. 968 has been adopted by the senate
- 3 and the house of representatives and is being prepared for
- 4 enrollment; and
- 5 WHEREAS, The bill contains technical errors that should be
- 6 corrected; now, therefore, be it
- 7 RESOLVED by the 87th Legislature of the State of Texas, That
- 8 the enrolling clerk of the senate be instructed to make the
- 9 following corrections to the enrolled version of Senate Bill
- 10 No. 968:
- 11 (1) In the SECTION of the bill amending the heading to
- 12 Subtitle D, Title 2, Health and Safety Code, immediately after
- 13 "DISASTERS", insert "AND EMERGENCIES".
- 14 (2) In the SECTION of the bill amending the heading to
- 15 Chapter 81, Health and Safety Code, immediately after "DISASTERS",
- 16 insert "; PUBLIC HEALTH EMERGENCIES".
- 17 (3) Strike the recital to the SECTION of the bill amending
- 18 Section 81.003(7), Health and Safety Code, and substitute the
- 19 following:
- 20 SECTION _____. Section 81.003, Health and Safety Code, is
- 21 amended by amending Subdivision (7) and adding Subdivision (7-a) to
- 22 read as follows:
- 23 (4) In the SECTION of the bill amending Section 81.003,
- 24 Health and Safety Code, immediately after amended Section

- 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 <u>illness or harm to the public; and</u>
- 9 <u>(B) potentially creates a substantial risk of</u>
- 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	<pre>include:</pre>
15	(1) a description of the nature of the disaster or
16	<pre>emergency;</pre>
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:
- 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 followin	g 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 fo	
one present not voting.	
	Chief Clerk of the House
Received:	
Date	
Secretary of State	