

By: Martinez Fischer

H.B. No. 2362

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of the governor and the legislature with
3 respect to certain declared states of disaster.

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

5 SECTION 1. Section 418.014, Government Code, is amended by
6 amending Subsection (c) and adding Subsection (c-1) to read as
7 follows:

8 (c) A state of disaster may not continue for more than 30
9 days unless renewed by the governor, subject to Subsection
10 (c-1). The legislature by law may terminate a state of disaster at
11 any time. On termination by the legislature, the governor shall
12 issue an executive order ending the state of disaster.

13 (c-1) If the governor finds that a state of disaster
14 requires renewal and the legislature is not convened in regular or
15 special session, the governor by proclamation shall convene the
16 legislature in special session to respond to the state of disaster.

17 SECTION 2. The changes in law made by this Act apply only to
18 a state of disaster declared or renewed on or after the effective
19 date of this Act.

20 SECTION 3. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2023.