

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2600 Session of
2020

INTRODUCED BY MOUL, METCALFE, TOEPEL, RYAN, MALONEY, PICKETT,
STAATS, M. K. KELLER, KNOWLES, PYLE, SCHMITT, BARRAR, KEEFER,
JOZWIAK, SCHLEGEL CULVER, KAUFFMAN, WARNER, STRUZZI,
BERNSTINE, IRVIN, HERSHEY, JAMES, MILLARD, MACKENZIE,
ZIMMERMAN, SAYLOR, B. MILLER, GLEIM, SCHEMEL AND GROVE,
JUNE 23, 2020

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 23, 2020

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2 of Pennsylvania, in legislation, providing for powers during
3 disaster emergency.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby resolves as follows:

6 Section 1. The following amendment to the Constitution of
7 Pennsylvania is proposed in accordance with Article XI:

8 That Article III be amended by adding a section to read:

9 § 27.1. Powers during disaster emergency.

10 (a) In the case of a declaration of disaster emergency
11 issued by the Governor, or the exercise of any emergency powers
12 by the Executive Department of this Commonwealth, the General
13 Assembly may terminate or modify by concurrent resolution:

14 (1) The Governor's declaration of disaster emergency.

15 (2) A proclamation or order issued pursuant to a declaration
16 of disaster emergency.

1 (3) The exercise of any emergency powers by the Executive
2 Department.

3 (b) The General Assembly shall have the sole authority to
4 adopt, rescind or modify a concurrent resolution under this
5 section. The Governor or any member of the Executive Department
6 may not take any action contrary to a concurrent resolution
7 adopted by the General Assembly under this section.

8 Section 2. (a) Upon the first passage by the General
9 Assembly of this proposed constitutional amendment, the
10 Secretary of the Commonwealth shall proceed immediately to
11 comply with the advertising requirements of section 1 of Article
12 XI of the Constitution of Pennsylvania and shall transmit the
13 required advertisements to two newspapers in every county in
14 which such newspapers are published in sufficient time after
15 passage of this proposed constitutional amendment.

16 (b) Upon the second passage by the General Assembly of this
17 proposed constitutional amendment, the Secretary of the
18 Commonwealth shall proceed immediately to comply with the
19 advertising requirements of section 1 of Article XI of the
20 Constitution of Pennsylvania and shall transmit the required
21 advertisements to two newspapers in every county in which such
22 newspapers are published in sufficient time after passage of
23 this proposed constitutional amendment. The Secretary of the
24 Commonwealth shall submit this proposed constitutional amendment
25 to the qualified electors of this Commonwealth at the first
26 primary, general or municipal election which meets the
27 requirements of and is in conformance with section 1 of Article
28 XI of the Constitution of Pennsylvania and which occurs at least
29 three months after the proposed constitutional amendment is
30 passed by the General Assembly.