

2023RD ASSEMBLY
1ST SESSION

H. J. Res. 5

IN THE

House of Commons

APRIL 12TH · THE GENTLEMEN, LEO CAVINDER,
SUBMITS THE FOLLOWING JOINT RESOLUTION FOR
CONSIDERATION; WHICH WAS HELD AT THE DESK.

A JOINT RESOLUTION TO

Amend the State of Emergency statutes.

TABLE OF PROVISIONS.

SECTION 1.	REPEALS.
SECTION 2.	AMEND STATE OF EMERGENCY.
SECTION 3.	EMERGENCY FUNDING STATUE.
SECTION 4.	EMERGENCY INSURANCE STATUE.
SECTION 5.	CONFORMING AMENDMENT.
SECTION 6.	DEFINITIONS AMENDMENT.

B **E IT ENACTED** *by this House of Commons with the advice and consent of the same, as follows:*

1 **SECTION 1. Repeals.**

2 Repeal HCC §§ 2-5-2, 2-5-5(b).

3 **SECTION 2. Amend state of emergency.**

4 Strike all from HCC § 2-5-6 and insert:

5 “(a) The Speaker shall have the sole power to
6 declare a State of Emergency by declaration if the
7 Speaker determines that:

8 (1) a disaster has occurred;

9 (2) the threat of a disaster is imminent; or

10 (3) it is necessary to control a situation that
11 is abnormal.

12 (b) The State of Emergency shall continue until the
13 Speaker:

14 (1) declares that the threat has passed or
15 that the disaster or situation has been dealt
16 with to the extent that emergency conditions
17 no longer exist; and

18 (2) terminates the State of Emergency by
19 declaration.

20 (c) A State of Emergency shall not extend beyond
21 thirty (30) days unless the Sate of Emergency is
22 renewed by the Speaker.

23 (d) The House may, by resolution, terminate a
24 State of Emergency at any time. Should the House

25 terminate a State of Emergency, the Speaker shall
26 issue a declaration ending said State of Emergency.

27 (e) The Speaker shall have the following powers
28 while a State of Emergency exists:

29 (1) Suspend the provisions of any House
30 Administrative Code (HAC) if any of these
31 provisions would prevent, hinder, or delay
32 necessary action in coping with the
33 emergency;

34 (2) Use all available resources of the House
35 reasonably necessary to cope with the
36 disaster of the emergency;

37 (3) Limit the movement of travel within the
38 House should said travel pose a risk to
39 people;

40 (4) Provide funding in order to deal with the
41 emergency; and

42 (5) Allow persons who are not generally
43 permitted the permission to perform tasks in
44 order to assist with the emergency.”

45 **SECTION 3. Emergency funding statute.**

46 Strike all from HCC § 2-5-1 and insert:

47 “The Department of Revenue shall have the
48 authority to spend the amount necessary to fulfil a
49 State of Emergency under HCC § 2-5-6(e)(4).”

50 **SECTION 4. Emergency insurance statute.**

51 Strike all from HCC § 2-5-4 and insert:

52 “The Department of Revenue shall have the
53 authority necessary to consult with the House
54 insurance programs when necessary to make
55 repairs as a result of damage.”

56 **SECTION 5. Conforming amendment.**

57 Amend HCC § 2-5-5(a) by striking “The Treasurer” and
58 inserting “the Department of Revenue”.

59 **SECTION 6. Definitions amendment.**

60 Insert following HCC § 2-5-3(a):

61 “(b) *“Damage”*. Physical destruction in such a way
62 as to impair its value, usefulness, or normal
63 function.

64 (c) *“Disaster”*. A sudden and/or unusual event that
65 causes damage.”

Speaker of the House Assent