

THE GENERAL ASSEMBLY

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A Concurrent Resolution

Terminating the March 6, 2020, Proclamation of Disaster Emergency issued under the hand and Seal of the Governor, Thomas Westerman Wolf.

Whereas, 35 Pa.C.S. § 7301(c) (relating to general authority of Governor) authorizes the Governor to declare a state of disaster emergency; and

Whereas, On March 6, 2020, the Governor issued a proclamation declaring a disaster emergency in response to the existence of COVID-19 cases in Pennsylvania; and

Whereas, On June 3, 2020, the Governor issued an amendment to the proclamation of disaster emergency renewing the March 6, 2020, declaration for an additional 90 days; and

Whereas, The June 3, 2020, amendment provides that all “directives, authorized actions and provisions” of the March 6, 2020, proclamation shall remain in full force and effect until rescinded by the Governor or “terminated by law”; and

Whereas, Pursuant to section 12 of Article I of the Constitution of Pennsylvania, the power to suspend laws belongs to the legislature; and

Whereas, 35 Pa.C.S. § 7301(c) authorizes the General Assembly by concurrent resolution to terminate a state of disaster emergency at any time; and

Whereas, 35 Pa.C.S. § 7301(c) provides that upon the termination of the declaration by concurrent resolution of the General Assembly, “the Governor shall issue an executive order or proclamation ending the state of disaster emergency”; therefore be it

Resolved (the Senate concurring), That the General Assembly, in accordance with 35 Pa.C.S. § 7301(c) and its Article I, Section 12 power to suspend laws, hereby terminate the disaster emergency declared on March 6, 2020, as amended and renewed, in response to COVID-19; and be it further

Resolved, That upon adoption of this concurrent resolution by both chambers of the General Assembly, the Secretary of the Senate shall notify the Governor of the General Assembly’s action with the directive that the Governor issue an executive order or proclamation ending the state of disaster emergency in accordance with this resolution and 35 Pa.C.S. § 7301(c); and be it further

Resolved, That upon adoption of this concurrent resolution by both chambers of the General Assembly, the Chief Clerk of the House of Representatives shall do all of the following:

(1) Transmit a copy of this resolution to the Secretary of the Commonwealth as an official action of the General Assembly under the authority provided under 35 Pa.C.S. § 7301(c) to terminate a state of emergency.

(2) Transmit a copy of this resolution to the Director of the Pennsylvania Emergency Management Agency.

(3) Transmit this resolution to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* under 45 Pa.C.S. § 725(a)(4).

(4) Provide public notice of adoption of this resolution by publishing a summary of it in newspapers of general circulation in this Commonwealth within five days of adoption by the Senate and the House of Representatives.

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