

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 105

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S105-AST-144 [v.7]

Page 1 of 2

Amends Title [NO]
Fourth Edition

Date _____, 2020

Representative DESTIN HALL

1 moves to amend the bill on page 1, lines 7-13, by rewriting those lines to read:

2
3 ""(2d) Concurrence of the Council of State. – The consensus, within 48 hours of
4 contact, of a majority of the Council of State prior to the Governor exercising
5 a power or authority requiring a concurrence of the Council of State. The
6 Governor shall document the contact and response of each Council of State
7 member and shall release the concurrence, nonconcurrence, or no response
8 provided by each member by name and position. If consensus is achieved, the
9 release of information by the Governor shall be prior to, or simultaneously
10 with, exercising the stated authority.

11 ...
12 (2m) Council of State. – The Lieutenant Governor, Secretary of State, Auditor,
13 Treasurer, Superintendent of Public Instruction, Attorney General,
14 Commissioner of Agriculture, Commissioner of Labor, Commissioner of
15 Insurance, or any interim officer or acting officer appointed in accordance
16 with Article III, Section 7 of the State Constitution."; DH

17
18 and on page 1, lines 27-30, by rewriting those lines to read:

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20 "(2) If the emergency area is a statewide emergency area, 48 hours after issuance
21 without a concurrence of the Council of State. With the concurrence of the
22 Council of State, the declaration of emergency may be extended for 30 days
23 at a time.";

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26 and on page 1, line 34, by rewriting that line to read:
27 "state of emergency."";

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30 and on page 2, lines 1-4, by deleting those lines.
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1 and on page 2, lines 5-38 by rewriting those lines to read:


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"SECTION 3. G.S. 166A-19.30 is amended by adding a new subsection to read:

"(c1) Upon exercise of the powers granted in subsection (c) of this section, the following shall apply:

- (1) Immediately upon exercising the powers and any extensions thereof, the Governor shall notify the affected local authorities.
- (2) In exercising the powers, notwithstanding subdivision (c)(1) of this section, the Governor shall not exceed a duration of 48 hours without a concurrence of the Council of State. Any extensions of duration beyond 48 hours shall also require a concurrence of the Council of State, for up to 30 days at a time."; **DH**

and on page 3, line 10, by deleting "of category" and substituting "a category".

SIGNED  _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

The official copy of this document, with signatures and vote information, is available in the House Principal Clerk's Office