

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1118

Page 1, line 1, after "reenact" insert "subsection 12 of section 23-01-05 and"

Page 1, line 2, after "the" insert "authority of the state health officer and the"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Subsection 12 of section 23-01-05 of the North Dakota Century Code is amended and reenacted as follows:

12. ~~Issue any orders~~ a written order relating to ~~a disease control measures-~~
~~deemed measure~~ necessary to prevent the spread of a communicable
disease. ~~Disease~~ A disease control measures ~~measure~~ may include a
special immunization ~~activities~~ activity and decontamination
~~measures~~ measure. ~~Written orders~~
- a. The state health officer shall limit a written order issued under this
section to the geographical area affected by the communicable
disease. The state health officer may not issue a statewide order
under this section unless the governor has declared a statewide
disaster or emergency under chapter 37-17.1. The statewide order is
limited in duration to the duration of the declared disaster or
emergency.
- b. A written order issued under this section ~~shall have~~ has the same
effect as a physician's standing medical order.
- c. The state health officer may apply to the district court in a judicial
district ~~wherein which~~ wherein a communicable disease is present for an
injunction canceling a public event ~~event~~ or closing ~~places~~ a place of
business. On application of the state health officer showing the
necessity of ~~such~~ the cancellation, the court may issue an ex parte
preliminary injunction, pending a full hearing."

Renumber accordingly

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1118

Page 1, line 1, after "Act" insert "to create and enact a new subsection to section 37-17.1-05 of the North Dakota Century Code, relating to the governor's authority to issue executive orders during a declared disaster or emergency;"

Page 1, line 2, remove "duration of a"

Page 1, line 3, remove "relating to public health and extension requests"

Page 1, line 14, remove "A declared state of disaster or emergency relating to public health, such as an"

Page 1, replace lines 15 through 23 with "If a declared state of disaster or emergency relating to public health has been in effect for thirty days and the legislative assembly is not in session, the legislative management shall meet within thirty days from the initial declaration to vote on whether the legislative management should request the governor call a special session of the legislative assembly. If the governor does not call a special session within seven days from receiving the request from the legislative management, the declared state of disaster or emergency relating to public health terminates thirty days after the request from the legislative management was received by the governor. If the governor calls a special session within seven days from receiving the request from the legislative management, the special session must be held within fifteen days of the governor's call for a special session."

Page 2, line 3, remove "If a state of disaster or emergency relating to public health terminates after sixty"

Page 2, remove lines 4 through 6

Page 2, line 7, remove "e."

Page 2, after line 15, insert:

"SECTION 2. A new subsection to section 37-17.1-05 of the North Dakota Century Code is created and enacted as follows:

Notwithstanding subsection 3, the governor may not issue an executive order under this section unless the executive order specifically addresses the mitigation of a declared state of disaster or emergency."

Renumber accordingly