

State of Minnesota

H. F. No. 139

(b) By majority vote of each house of the legislature, the legislature may ~~terminate~~ take either of the following actions in the event a peacetime emergency ~~extending beyond~~ is continued for more than 30 days:

(1) terminate the peacetime emergency declaration in its entirety; or

(2) terminate any subsequent order or rule promulgated by the governor directing a specific response to the peacetime emergency.

(c) If the governor determines a need to extend the peacetime emergency declaration beyond 30 days and the legislature is not sitting in session, the governor must issue a call immediately convening both houses of the legislature. Nothing in this section limits the governor's authority over or command of the National Guard as described in the Military Code, chapters 190 to 192A, and required by the Minnesota Constitution, article V, section 3.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to peacetime emergencies in effect or declared on or after that date.

Sec. 2. Minnesota Statutes 2018, section 12.32, is amended to read:

12.32 GOVERNOR'S ORDERS AND RULES, EFFECT.

Orders and rules promulgated by the governor under authority of section 12.21, subdivision 3, clause (1), when approved by the Executive Council and filed in the Office of the Secretary of State, have, during a national security emergency, peacetime emergency, or energy supply emergency, the full force and effect of law. Rules and ordinances of any agency or political subdivision of the state inconsistent with the provisions of this chapter or with any order or rule having the force and effect of law issued under the authority of this chapter, is suspended during the period of time and to the extent that the emergency exists. This section does not apply to an order or rule terminated by the legislature under section 12.31, subdivision 2.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to peacetime emergencies in effect or declared on or after that date.