



# SENATE BILL 435: Terminations of States of Emergency.

2021-2022 General Assembly

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<b>Committee:</b>	Senate State and Local Government. If favorable, re-refer to Rules and Operations of the Senate	<b>Date:</b>	April 21, 2021
<b>Introduced by:</b>	Sen. Edwards	<b>Prepared by:</b>	Jonathan Zator
<b>Analysis of:</b>	First Edition		Committee Co-Counsel

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**OVERVIEW:** *Senate Bill 435 would establish certain notice requirements when prohibitions or restrictions enacted during a local state of emergency expire or terminate.*

**CURRENT LAW:** The governing body of a local government, during a local state of emergency (G.S. 166A-19.22), may enact ordinances that impose certain prohibitions and restrictions within an emergency area (G.S. 166A-19.31). The prohibitions and restrictions expire when either (1) the prohibition or restriction is terminated by the official or entity that imposed it or (2) the state of emergency terminates (G.S. 166A-19.31(e)). A local state of emergency expires when it is terminated by the official or governing body that declared it (G.S. 166A-19.22(c)).

**BILL ANALYSIS:** Senate Bill 435 would amend G.S. 166A-19.31 to add that when prohibitions and restrictions have been imposed during a local state of emergency and the local state of emergency expires or terminates, the local government must: (1) post a notice of the expiration or termination of the prohibition or restriction on the local government's website (if the local government has one) and (2) submit a notice of expiration or termination of the prohibition or restriction to the DPS WebEOC critical incident management system.

**EFFECTIVE DATE:** This act would be effective when it becomes law and apply to prohibitions and restrictions imposed and states of emergency declared on or after that date.

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