

STATE OF NEW YORK

7104

2021-2022 Regular Sessions

IN ASSEMBLY

April 22, 2021

Introduced by M. of A. BYRNE -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to restoring the legislative checks and balances to any emergency declaration that exceeds forty-five days

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. This act shall be known and may be cited as the "Restore
2 Checks and Balances Act".

3 § 2. Paragraph a of subdivision 2 of section 29-a of the executive
4 law, as added by chapter 640 of the laws of 1978, is amended to read as
5 follows:

6 a. no suspension shall be made for a period in excess of thirty days,
7 provided, however, that upon reconsideration of all of the relevant
8 facts and circumstances, the governor may extend the suspension for any
9 specified county or counties for an additional [periods] period not to
10 exceed [thirty] fifteen days [each]. At the end of such period, all
11 suspensions shall terminate and be of no further force or effect unless
12 the legislature, by concurrent resolution, authorizes an extension by
13 the governor for a specified county or counties, for a period not to
14 exceed an additional thirty days; provided that the legislature may
15 authorize multiple extensions if it deems necessary;

16 § 3. This act shall take effect on the thirtieth day after it shall
17 have become a law.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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