
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE RESOLUTION

No. 23 Session of
2021

INTRODUCED BY MASTRIANO, ARGALL, DiSANTO, HUTCHINSON, MENSCH,
SCAVELLO AND J. WARD, FEBRUARY 4, 2021

REFERRED TO VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS,
FEBRUARY 4, 2021

A CONCURRENT RESOLUTION

1 Terminating the March 6, 2020, Proclamation of Disaster
2 Emergency issued under the hand and Seal of the Governor,
3 Thomas Westerman Wolf.

4 WHEREAS, 35 Pa.C.S. § 7301(c) (relating to general authority
5 of Governor) authorizes the Governor to declare a state of
6 disaster emergency; and

7 WHEREAS, On March 6, 2020, the Governor issued a proclamation
8 declaring a disaster emergency in response to the existence of
9 COVID-19 cases in Pennsylvania; and

10 WHEREAS, On June 3, 2020, the Governor issued an amendment to
11 the proclamation of disaster emergency renewing the March 6,
12 2020, declaration for an additional 90 days; and

13 WHEREAS, The June 3, 2020, amendment provides that all
14 "directives, authorized actions and provisions" of the March 6,
15 2020, proclamation shall remain in full force and effect until
16 rescinded by the Governor or "terminated by law"; and

17 WHEREAS, The proclamation has been extended multiple times
18 subsequently; and

1 WHEREAS, Pursuant to section 12 of Article I of the
2 Constitution of Pennsylvania, the power to suspend laws belongs
3 to the legislature; and

4 WHEREAS, 35 Pa.C.S. § 7301(c) authorizes the General Assembly
5 by concurrent resolution to terminate a state of disaster
6 emergency at any time; and

7 WHEREAS, 35 Pa.C.S. § 7301(c) provides that upon the
8 termination of the declaration by concurrent resolution of the
9 General Assembly, "the Governor shall issue an executive order
10 or proclamation ending the state of disaster emergency";
11 therefore be it

12 RESOLVED (the House of Representatives concurring), That the
13 General Assembly, in accordance with 35 Pa.C.S. § 7301(c) and
14 its Article I, Section 12 power to suspend laws, hereby
15 terminate the disaster emergency declared on March 6, 2020, as
16 amended and renewed, in response to COVID-19; and be it further

17 RESOLVED, That upon adoption of this concurrent resolution by
18 both chambers of the General Assembly, the Secretary of the
19 Senate shall notify the Governor of the General Assembly's
20 action with the directive that the Governor issue an executive
21 order or proclamation ending the state of disaster emergency in
22 accordance with this resolution and 35 Pa.C.S. § 7301(c); and be
23 it further

24 RESOLVED, That upon adoption of this concurrent resolution by
25 both chambers of the General Assembly, the Chief Clerk of the
26 Senate shall do all of the following:

27 (1) Transmit a copy of this resolution to the Secretary
28 of the Commonwealth as an official action of the General
29 Assembly under the authority provided under 35 Pa.C.S. §
30 7301(c) to terminate a state of emergency.

1 (2) Transmit a copy of this resolution to the Director
2 of the Pennsylvania Emergency Management Agency.

3 (3) Transmit this resolution to the Legislative
4 Reference Bureau for publication in the Pennsylvania Bulletin
5 under 45 Pa.C.S. § 725(a)(4).

6 (4) Provide public notice of adoption of this resolution
7 by publishing a summary of it in newspapers of general
8 circulation in this Commonwealth within five days of adoption
9 by the Senate and the House of Representatives.