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## Public Safety Committee

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### HB 1059

**Brief Description:** Providing that a proclamation of a state of emergency is effective upon the governor's signature.

**Sponsors:** Representative Goodman; by request of Governor Gregoire.

<p style="text-align: center;"><b>Brief Summary of Bill</b></p> <ul style="list-style-type: none"><li>• Makes a proclamation of a state of emergency effective upon the Governor's signature.</li></ul>
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**Hearing Date:** 1/23/13

**Staff:** Yvonne Walker (786-7841).

**Background:**

A Governor may proclaim a state of emergency when a public disorder, disaster, energy emergency, or riot exists within the state that affects life, health, property, or public peace. The state of emergency is proclaimed for, and only effective within, the affected area which may be part or all of the state. An emergency proclamation enables the Governor to prohibit specific activities, such as public gatherings, transfer of combustible materials, public possession of firearms, and the use of public streets at any time during the state of emergency. The Governor may also prohibit other activities as he or she reasonably believes is necessary to help preserve and maintain life, health, property, or the public peace.

A state of emergency proclamation by the Governor is also a prerequisite for accessing a range of federal disaster recovery programs and funding available to the state and is a precondition for requesting interstate mutual aid through the Emergency Management Assistance Compact. A proclamation ends upon the Governor's issuance of a proclamation declaring its termination.

A proclamation of a state of emergency must be in writing, signed by the Governor, and forwarded to the Secretary of State for attestation of the official acts of the Governor, affixation

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of the state seal, and official filing. An emergency proclamation takes immediate effect upon physical affixation of the seal of the Secretary of State to a document signed by the Governor proclaiming a state of emergency.

**Summary of Bill:**

A proclamation of a state of emergency is effective directly upon the Governor's signature.

**Appropriation:** None.

**Fiscal Note:** Available.

**Effective Date:** The bill takes effect 90 days after adjournment of the session in which the bill is passed.