



30 conflict with existing laws except as specifically provided [~~herein~~] in this section, shall have  
31 the full force and effect of law during the state of emergency[~~, when a copy of the order, rule,~~  
32 ~~or regulation is filed with:].~~

33 (2) A copy of the order, rule, or regulation promulgated under Subsection (1) shall be  
34 filed as soon as practicable with:

35 (a) the Division of Administrative Rules, if issued by the governor or a state agency; or

36 (b) the office of the clerk of the municipality or county, if issued by the chief executive  
37 officer of a municipality or county.

38 [~~(2)~~] (3) The governor may suspend the provisions of any order, rule, or regulation of  
39 any state agency, if the strict compliance with the provisions of the order, rule, or regulation  
40 would substantially prevent, hinder, or delay necessary action in coping with the emergency or  
41 disaster.

42 [~~(3)~~] (4) (a) Except as provided in Subsection [~~(3)~~] (4)(b) and subject to Subsections  
43 [~~(3)~~] (4)(c) and (d), the governor may by executive order suspend the enforcement of a statute  
44 if:

45 (i) the governor declares a state of emergency in accordance with Section 53-2a-206;

46 (ii) the governor determines that suspending the enforcement of the statute is:

47 (A) directly related to the state of emergency described in Subsection [~~(3)~~] (4)(a)(i);

48 and

49 (B) necessary to address the state of emergency described in Subsection [~~(3)~~] (4)(a)(i);

50 (iii) the executive order:

51 (A) describes how the suspension of the enforcement of the statute is:

52 (I) directly related to the state of emergency described in Subsection [~~(3)~~] (4)(a)(i); and

53 (II) necessary to address the state of emergency described in Subsection [~~(3)~~] (4)(a)(i);

54 and

55 (B) provides the citation of the statute that is the subject of suspended enforcement;

56 (iv) the governor acts in good faith;

57 (v) the governor provides [~~written~~] notice of the suspension of the enforcement of the

58 statute to the speaker of the House of Representatives and the president of the Senate no later  
59 than 24 hours after suspending the enforcement of the statute; and

60 (vi) the governor makes the report required by Section [~~53-2a-214~~] 53-2a-210.

61 (b) (i) Except as provided in Subsection [~~(3)~~] (4)(b)(ii), the governor may not suspend  
62 the enforcement of a criminal penalty created in statute.

63 (ii) The governor may suspend the enforcement of a misdemeanor or infraction if:

64 (A) the misdemeanor or infraction relates to food, health, or transportation; and

65 (B) the requirements of Subsection [~~(3)~~] (4)(a) are met.

66 (c) A suspension described in this Subsection [~~(3)~~] (4) terminates no later than the date  
67 the governor terminates the state of emergency in accordance with Section 53-2a-206 to which  
68 the suspension relates.

69 (d) The governor:

70 (i) shall provide the notice required by Subsection [~~(3)~~] (4)(a)(v) using the best  
71 available method under the circumstances as determined by the governor; [~~and~~]

72 (ii) may provide the notice required by Subsection [~~(3)~~] (4)(a)(v) in electronic  
73 format[~~;~~]; and

74 (iii) shall provide the notice in written form, if practicable.

75 (e) If circumstances prevent the governor from providing notice to the speaker of the  
76 House of Representatives or the president of the Senate, notice shall be provided in the best  
77 available method to the presiding member of the respective body as is reasonable.