EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS on September 3, 2020, I proclaimed a State of Emergency to exist due to a statewide Extreme Heat Event beginning September 2, 2020 and continuing through September 9, 2020, that consisted of widespread record and near-record temperatures and dry conditions; and

WHEREAS these conditions both exacerbated the spread of existing fires and facilitated rapid spread of new fires; and

WHEREAS on September 6, 2020, I proclaimed a State of Emergency in connection with the Creek Fire in Fresno, Madera, and Mariposa counties; the El Dorado Fire in San Bernardino County; and the Valley Fire in San Diego County; and

WHEREAS on September 10, 2020, I proclaimed a State of Emergency in connection with the Slater Fire, and other fires, burning in Siskiyou County; and

WHEREAS on September 6, 2020, the Bobcat Fire began burning in Los Angeles County; and

WHEREAS on September 7, 2020, the Oak Fire began burning in Mendocino County; and

WHEREAS on September 13, 2020, the Federal Emergency Management Agency approved a Fire Management Assistant Grant to assist with the mitigation, management, and control of the Bobcat Fire; and

WHEREAS collectively, these fires have burned thousands of acres, destroyed homes and other structures, forced the evacuation of residents, and damaged or destroyed critical infrastructure; and

WHEREAS the Slater Fire has crossed into Del Norte County and has caused damage to roadways; and

WHEREAS the number of fires actively burning statewide has resulted in a significant strain on California's mutual aid system, making it difficult for jurisdictions to obtain the necessary in-state and out-of-state firefighting resources to respond to these fires; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the fires in Del Norte, Los Angeles, and Mendocino counties; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the conditions caused by the fires in Del Norte, Los Angeles, and Mendocino counties, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any

single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the fires in Del Norte, Los Angeles, and Mendocino counties; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this proclamation would prevent, hinder, or delay the mitigation of the effects of these fires.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in Del Norte, Los Angeles, and Mendocino counties due to the wildfires currently burning in those counties.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. Also, to protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency in order to protect their safety.

2. The Governor's Office of Emergency Services shall provide assistance to local governments, if appropriate, under the authority of the California Disaster Assistance Act, Government Code section 8680 et seq., and California Code of Regulations, Title 19, section 2900 et seq.

3. As necessary to assist local governments and for the protection of public health and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of these fires. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of the fires.

4. The California National Guard is hereby mobilized under Military and Veterans Code section 146 to support disaster response and relief efforts, as directed by the Governor's Office of Emergency Services, and to coordinate with all relevant state agencies and state and local emergency responders and law enforcement within the impacted areas. Sections 147 and 188 of the Military and Veterans Code are applicable during the period of participation in this mission, exempting the California Military Department from applicable procurement rules for specified emergency purchases, and those rules are hereby suspended.

5. The provisions of Unemployment Insurance Code section 1253 imposing a one-week waiting period for unemployment insurance applicants are suspended as to all applicants who are unemployed as a direct result of these fires who applied for unemployment insurance benefits during the time period beginning September 6, 2020, and ending on the close of business on March 7, 2021, for the fires, who are otherwise eligible for unemployment insurance benefits.

6. Vehicle Code sections 9265(a), 9867, 14901, 14902, and 15255.2, requiring the imposition of certain fees, are suspended with regard to any request for replacement of a driver's license or identification card, vehicle registration certificate, or certificate of title, by any individual who lost such records as a result of the fires. Such records shall be replaced without charge.

7. The provisions of Vehicle Code sections 4602 and 5902, requiring the timely registration or transfer of title, are suspended with regard to any registration or transfer of title by any resident who is unable to comply with those requirements as a result of the fires. The time covered by this suspension shall not be included in calculating any late penalty pursuant to Vehicle Code section 9554.

8. Health and Safety Code sections 103525.5 and 103625, and Penal Code section 14251, requiring the imposition of fees, are hereby suspended with regard to any request for copies of certificates of birth, death, and marriage, and dissolution of marriage records, by any individual who lost such records as a result of the fires. Such copies shall be provided without charge.

9. In order to directly respond to the needs of impacted assisted living facilities, adult residential facilities, child care facilities, children's residential facilities, resource family homes, and other similar facilities within the State Department of Social Services' jurisdiction, the Director of the State Department of Social Services may waive any provisions of the Health and Safety Code or Welfare and Institutions Code, and accompanying regulations or written directives, with respect to the use, licensing, or approval of facilities or homes within the Department's jurisdiction set forth in the California Community Care Facilities Act (Health and Safety Code section 1500 et seq.), the California Child Day Care Facilities Act (Health and Safety Code section 1596.70 et seq.), and the California Residential Care Facilities for the Elderly Act (Health and Safety Code section 1569 et seq.). Any waivers granted pursuant to this paragraph shall be posted on the Department's website and shall only be in effect so long as necessary to address the direct impacts of the fires identified in this proclamation.

10. In order to ensure hospitals, clinics, and other health facilities remain open, the Director of the Department of Public Health may waive any of the licensing requirements of Chapters 1 and 2 of Division 2 of the Health and Safety Code and accompanying regulations with respect to any hospital, clinic or health facility identified in Health and Safety Code sections 1200 and 1250 that is impacted by the fires. Any waiver shall include alternative measures that, under the circumstances, will allow the facilities to remain open while protecting public health and

safety. Any facilities being granted a waiver shall be established and operated in accordance with their disaster and mass casualty plan. Any waivers granted pursuant to this paragraph shall be posted on the Department's website and shall only be in effect so long as necessary to address the direct impacts of the fires identified in this proclamation.

11. The California Department of Transportation shall request funds through the Federal Highway Administration's Emergency Relief Program, United States Code, title 23, section 125, for road repairs or reconstruction.

12. The provisions of Executive Order N-81-20 hereby apply to Del Norte, Los Angeles, and Mendocino counties.

I FURTHER DIRECT that as soon as hereafter possible, this proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this proclamation.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 25th day of September 2020.

GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State