

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-11-21

WHEREAS on July 9, 2021, I proclaimed a State of Emergency to exist in California as a result of a significant heat wave that struck California beginning July 8, 2021, bringing widespread near-record temperatures well in excess of 100 degrees throughout the State (the "Extreme Heat Event"), and as a result of the impacts of the Bootleg Fire in Southern-Central Oregon on California's electricity supply from the Pacific Northwest; and

WHEREAS the Extreme Heat Event continues to bring temperatures that put significant demand and strain on California's energy grid; and

WHEREAS the Bootleg Fire continues to threaten the California Oregon Intertie, causing ongoing impacts to delivery of electricity to California from the Pacific Northwest; and

WHEREAS the Extreme Heat Event is expected to last through at least July 12, 2021; and

WHEREAS it is necessary to take further action to reduce the strain on the energy infrastructure and increase energy capacity during the Extreme Heat Event; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the Extreme Heat Event.

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 of the State of California, and in particular, Government Code sections 8567, 8571, and 8627, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. In regulations concerning the use of auxiliary engines by ocean-going vessels berthed in California ports, the Extreme Heat Event shall be deemed an "emergency event" under CCR, title 17, section 93118.3, subd. (c)(14).
2. This Order shall be deemed to provide notice to reduce use of grid-based electrical power under CCR, title 17, section 93118.3, subd. (c)(14)(C), and notice under that same section that reduction is no longer necessary at 11:59 p.m. on July 13, 2021. Ships that are berthed at California ports between July 10, 2021 and July 13, 2021 shall not be required to use shore power until after 11:59 pm on July 16, 2021.

3. A ship operating on auxiliary engines pursuant to an "emergency event" under Paragraph 1 of this Order shall be deemed to qualify for an exemption under CCR, title 17, section 93118.3, subd. (d)(1)(E)(1)(a), and any visit occurring during the period described in Paragraph 2 of this Order shall be counted towards compliance under CCR, title 17, section 93118.3, subd. (d)(1)(F)(1).
4. Any permit, regulation or law prohibiting, restricting, or penalizing the use of auxiliary ship engines or other conduct allowed by this Order during the Extreme Heat Event is suspended.
5. This Order shall expire at 11:59 p.m. on July 17, 2021.

IT IS FURTHER ORDERED that, as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 10th day of July 2021.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, PH.D.
Secretary of State