

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-13-22

WHEREAS California endured devastating and record-breaking wildfire seasons in 2020 and 2021, warranting the proclamation of multiple states of emergency; and

WHEREAS during the 2021 wildfire season, thousands of homes and other structures were destroyed, including the entire towns of Greenville in Plumas County and Grizzly Flats in El Dorado County; and

WHEREAS during the 2020 wildfire season, thousands of homes and other structures were destroyed in Butte County, which was still recovering from the devastation of the 2018 Camp Fire that destroyed over 19,000 structures; and

WHEREAS the Legislature has declared its intent to protect individuals from price gouging during states of emergency, and has enacted statutes consistent with that purpose; and

WHEREAS these wildfire-related State of Emergency proclamations triggered certain protections against price gouging set forth in Penal Code section 396; and

WHEREAS I issued Executive Orders, including most recently Executive Order N-8-22 on March 29, 2022, extending price gouging protections for certain jurisdictions impacted by, and continuing to recover from, certain wildfires, while allowing protections in other jurisdictions where recovery efforts were further along to expire;

WHEREAS the circumstances necessitating protections against price gouging continue to exist in Butte, El Dorado, and Plumas counties, and these circumstances are expected to continue as communities continue to recover and effectively rebuild from these wildfires; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with certain time limitations in Penal Code section 396 would continue to prevent, hinder, or delay appropriate actions to mitigate the effects of the specified wildfire-related states of emergency.

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, 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. Provisions of Penal Code section 396, subdivision (b), as it relates to building materials and housing, as well as subdivisions (c), (d), (e), and (f) will remain in effect until September 30, 2022, in El



Dorado and Plumas counties as impacted by fires covered by States of Emergency proclaimed in July and August of 2021. The time limitations under these subdivisions are hereby waived.

2. Provisions of Penal Code section 396, subdivision (b), as it relates to building materials and housing, as well as subdivisions (c), (e), and (f) will remain in effect until September 30, 2022, in Butte County as impacted by fires covered by States of Emergency proclaimed between 2018 and 2020. The time limitations under these subdivisions are hereby waived.

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 1st day of July 2022.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY WEBER, PH.D.
Secretary of State