

D0010 97

EXECUTIVE ORDER

DECLARING A DISASTER EMERGENCY
DUE TO EXTREME FLOODING CONDITIONS

WHEREAS, on Monday, July 28, 1997, an intense storm produced record amounts of rainfall in Fort Collins and unincorporated Larimer County, Colorado; and

WHEREAS, this amount of rain produced heavy flooding that resulted in deaths and injuries, damaged homes and businesses and buildings on the Colorado State University campus; and

WHEREAS, these conditions have resulted in significant impacts requiring the assistance of the state and such impacts from rain and flooding may continue in the Fort Collins area and in other areas in northeastern Colorado; and

WHEREAS, the demands placed on disaster emergency funds to state and local agencies to address this emergency are unreasonably great, and the moneys available to the local community and the state to address the impacts are insufficient to cope with this emergency; and

WHEREAS, there exists a need for disaster emergency funds to mitigate, prepare for, respond to, and recover from these actual occurrences and potential threats; and

WHEREAS, the Colorado General Assembly is currently not in session; and

WHEREAS, pursuant to section 24-32-2106, C.R.S., the Governor may make funds available from the state Disaster Emergency Fund and may transfer and expend moneys appropriated for other purposes to meet the needs of the disaster emergency, if the funds regularly appropriated to state and local agencies are insufficient; and

WHEREAS, the Governor's Disaster Emergency Council concurs with the findings and actions set forth in this Executive Order; and

WHEREAS, the conditions under which funds can be made available and used to meet the needs of a disaster emergency have been satisfied as a result of the occurrence and imminent threat of emergency described herein.

NOW THEREFORE, I, Roy Romer, Governor of the State of Colorado, under the authority vested in me by the Constitution and laws of the State of Colorado, including section 24-32-2104, C.R.S., the Colorado Disaster Emergency Act of 1992, Do Hereby Declare that a state of disaster emergency exists in the State of Colorado, due to the reasons set forth above, and DO HEREBY ORDER THAT:

1. The State Emergency Operations Plan be activated.
2. Any and all unspent funds currently existing in the state Disaster Emergency Fund, pursuant to Executive Order D0009 96, plus any additional funds which may be in the fund, shall remain in this account to be used to address the consequences of the existing and potential threats.
3. Up to Four Million Five Hundred Thousand Dollars (\$4,500,000) of unspent general fund appropriations for fiscal year 1996-97 shall be transferred into the state Disaster Emergency Fund from state departments to address the consequences of the existing and potential threats.
4. All expenditures from the fund for the purposes intended will be based upon the recommendations of the Director of the Colorado Office of Emergency Management and with the approval of the Chief of Staff of the Office of the Governor or the Director of the Office of State Planning and Budgeting.
5. The Fund balance shall remain in this account until June 30, 1998, when funds not expended for the purposes intended herein shall revert to the state General Fund.
6. On or before July 31, 1998, a report shall be provided to the Governor, the State Disaster Emergency Council, and the General Assembly detailing the expenditures from the Disaster Emergency Fund.
7. All state departments and institutions are directed to intensify their preparedness and mitigation efforts to address the impacts of this emergency and to respond to events that may occur. These efforts shall be coordinated with the Office of Emergency Management.
8. I hereby confirm my verbal orders issued on July 28, 1997, that under the provisions of 28-3-104, C.R.S., the Adjutant General of Colorado order to State Active Duty sufficient forces, with pay, for a period not to exceed five (5) days to respond to this emergency; the Adjutant General shall determine the number of individuals assigned to this duty and equipment deployed.
9. This Executive Order shall expire in thirty (30) days unless otherwise extended.

GIVEN under my hand
and the Executive Seal of
the State of Colorado on
this 30th day of July,
1997.

Roy Romer

Governor