State of Iowa

Executive Department

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION OF DISASTER EMERGENCY

WHEREAS, on September 21, 2016, and continuing thereafter, severe storm systems affected the state of Iowa; and

WHEREAS, these storm systems caused severe weather, including heavy rains, flooding and tornadoes resulting in significant damage to public and private property, power outages resulting from downed power lines and poles and large debris piles; and

WHEREAS, the following four (4) Iowa counties suffered significant damage from this event: Cerro Gordo, Hancock, Mitchell and Worth; and

WHEREAS, the Linn County Board of Supervisors has requested that taxpayers affected by this disaster residing in Linn County be allowed additional time to pay county property taxes since the offices of the Linn County Treasure at the Jean Oxley Public Services Center will be closed until further notice because of flood response activities occurring within the city of Cedar Rapids. Iowa Code § 29C.6 (6); and

WHEREAS, reports forwarded to the Iowa Homeland Security and Emergency Management Department by the emergency management coordinators and others in the affected counties indicate that local resources and capabilities have been exhausted and that state assistance and resources are needed to respond to and recover from the effects of this event; and

WHEREAS, reports forwarded to the Iowa Homeland Security and Emergency Management Department by the emergency management coordinators and other officials in the affected counties indicate that state individual assistance pursuant to Iowa Code § 29C.20A and 441 Iowa Admin. Code 58.2 (1) is needed to assist certain individuals and families adversely affected by the disaster who otherwise cannot be helped by other means of financial assistance and for whom federal assistance under the Stafford Act is either not available or does not adequately meet the needs of the citizens in the disaster area; and

WHEREAS, the nature and complexity of the response needed to effectively deal with this disaster require the resources and personnel of the Iowa National Guard to assist in the response to, the mitigation of, and the recovery from the effects of the disaster, including as necessary, to support civil authorities in the enforcement of the law; and

WHEREAS, these conditions threaten the public peace, health, and safety of citizens of the State of Iowa and have damaged and destroyed public and private property. Because of this, they provide legal justification for the issuance of a Proclamation of a State of Disaster Emergency pursuant to Iowa Code § 29C.6 (1).

NOW, THEREFORE, I, Terry E. Branstad, Governor of the State of Iowa, by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code § 29C.6 (1), and all other applicable laws, do hereby proclaim a **STATE OF DISASTER EMERGENCY** for the following four (4) Iowa counties: Cerro Gordo, Hancock, Mitchell and Worth and do hereby **ORDER** and **DIRECT** the following:

SECTION ONE. As required by Iowa Code § 29C.6 (1), (10) and 42 U.S.C. § 5170 in cases of Presidential Disaster Declarations, this Proclamation of Disaster Emergency activates the disaster response and recovery aspects of the Iowa Homeland Security and Emergency Management Department's Iowa Emergency Response Plan and those additional response plans applicable to the counties affected by this disaster and authorizes the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in the disaster counties.

SECTION TWO. I temporarily suspend the regulatory provisions of Iowa Code Chapter 8A, 11 Iowa Admin. Code Chapters 117 and 118, and 641 Iowa Admin. Code Chapter 176, requiring the Department of Homeland Security and Emergency Management, the Iowa Department of Transportation, the Iowa Department of Public Safety, the Iowa Department of Natural Resources, the Iowa Department of Public Health, and other state agencies involved in the response to this disaster emergency to procure goods and services through a competitive selection process. Suspension of these provisions is limited to the duration of this proclamation and is further limited to procurements which are necessary to respond to this disaster emergency. Iowa Code § 29C.6 (6).

SECTION THREE. At the request of the Linn County Board of Supervisors, I hereby extend the deadline for taxpayers affected by this disaster residing in Linn County to pay the first semiannual installment of taxes collected by the Linn County Treasurer under Iowa Code §§ 445.1 (6), 445.36, 445.38 from September 30, 2016 to October 31, 2016. Iowa Code § 29C.6 (6).

SECTION FOUR. I authorize the Iowa Department of Human Services under the terms and conditions as allowed by Iowa law to render individual disaster assistance to eligible residents of the following four (4) Iowa counties who are affected by this disaster: Cerro Gordo, Hancock, Mitchell and Worth. Iowa Code § 29C.20A and 441 Iowa Admin. Code 58.2 (1).

SECTION FIVE. I authorize and empower the Iowa Adjutant General to order to state active duty such members of the Iowa National Guard as are necessary to provide aid to those counties where a Proclamation of Disaster Emergency has been proclaimed and to authorize the deployment of any supporting vehicles, aircraft, equipment, communications, or supplies as may be necessary to support the members ordered to active duty. Iowa Code §§29A.7 (1), 29A.8 (1) (c).

SECTION SIX. This state of disaster emergency shall be effective on September 26, 2016, shall continue for thirty (30) days, and shall expire on October 26, 2016, unless sooner terminated or extended in writing by me. Iowa Code § 29C.6 (1).

IN TESTIMONY WHEREOF, I HAVE HERE-UNTO SUBSCRIBED MY NAME AND CAUSED THE GREAT SEAL OF THE STATE OF IOWA TO BE AFFIXED. DONE AT DES MOINES THIS TWENTY SIXTH DAY OF SEPTEMBER IN THE YEAR OF OUR LORD TWO THOUSAND SIXTEEN.

Terry E. Branstad

TERRY E. BRANSTAD
GOVERNOR OF IOWA

ATTEST:

Paul D. Pate

PAUL D. PATE
SECRETARY OF STATE