

  
**State of Iowa**  
**Executive Department**

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

## PROCLAMATION OF DISASTER EMERGENCY

**WHEREAS**, on May 16, 2017, a severe storm system affected the state of Iowa; and

**WHEREAS**, this storm system caused severe weather, including damaging winds, heavy rains and thunderstorms resulting in significant damage to public and private property and large debris and rubbish piles; and

**WHEREAS**, the following two (2) Iowa counties suffered significant damage from this event: Kossuth and Webster; 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**, 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 two (2) Iowa counties: Kossuth and Webster 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 567 Iowa Administrative Code § 23.2 (3) (a) to allow the open burning of disaster debris and rubbish. Notwithstanding any other language in this disaster proclamation, this suspension will remain in effect for 90 days following the effective date of this proclamation.

**SECTION THREE.** 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 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 FOUR.** I temporarily suspend the following competitive bidding requirements in respect to the repairs of buildings or grounds of Iowa Central Community College damaged by this disaster:

A. The provisions of Iowa Code § 260C.57 requiring that contracts for the repair of any buildings damaged during the course of this disaster be let according to the provisions of Iowa Code § 260C.19.

B. The competitive bidding requirements of Iowa Code § 26.3 and any other competitive bidding requirements set out in Iowa law that would impede the repair of Iowa Central Community College buildings damaged during the course of this disaster.

**SECTION FIVE.** This state of disaster emergency shall be effective on May 17, 2017, shall continue for thirty (30) days, and shall expire on June 16, 2017, unless sooner terminated or extended in writing by me. Iowa Code § 29C.6 (1).



**IN TESTIMONY WHEREOF,** I have hereunto subscribed my name and caused the Great Seal of the State of Iowa to be affixed at Des Moines, Iowa this seventeenth day of May in the year of our Lord Two Thousand Seventeen.

A handwritten signature in black ink, appearing to read "Terry E. Branstad", written over a horizontal line.

TERRY E. BRANSTAD  
GOVERNOR

ATTEST:

A handwritten signature in black ink, appearing to read "Paul D. Pate", written over a horizontal line.

PAUL D. PATE  
SECRETARY OF STATE