

# Executive Department

State of California

## PROCLAMATION OF A STATE OF EMERGENCY

**WHEREAS** during January and February of 2017, three atmospheric river storm systems struck California, bringing massive amounts of rainfall; and

**WHEREAS** this rainfall inundated lakes, rivers, and streams throughout the state, causing them to reach capacity, resulting in widespread flooding; and

**WHEREAS** Lake Oroville in Butte County reached capacity, causing officials to utilize the spillway to reduce the lake's water levels; and

**WHEREAS** on February 7, 2017, the spillway at Lake Oroville Dam began to erode, causing officials to begin utilizing the auxiliary emergency spillway on February 11; and

**WHEREAS** officials have determined that the auxiliary emergency spillway at Lake Oroville Dam is in danger of failing, which if it fails, may cause widespread and severe flooding; and

**WHEREAS** the potential for flooding has forced the evacuation of tens of thousands of residents; and

**WHEREAS** the circumstances of this potential flooding by reason of its magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to combat; and

**WHEREAS** under the provisions of section 8558(b) of the California Government Code, I find that conditions of extreme peril to the safety of persons and property exist in Butte, Sutter, and Yuba Counties due to this potential flooding; and

**WHEREAS** under the provisions of section 8571 of the California Government Code, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay the mitigation of the effects of this potential flooding.

**NOW, THEREFORE, I, EDMUND G. BROWN JR.**, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, section 8625 of the California Government Code, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in the Counties of Butte, Sutter, and Yuba.

### IT IS HEREBY ORDERED THAT:

1. All citizens should heed the advice of emergency officials with regard to this emergency in order to protect their safety.
2. All agencies of the state government utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan.

3. As necessary to assist local governments and for the protection of public health and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly remove dangerous debris, repair damaged resources, and restore and protect the impacted watershed. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of this flooding.
4. The California National Guard shall mobilize under California Military and Veterans Code section 146 to support disaster response and relief efforts and coordinate with all relevant state agencies, including the Governor's Office of Emergency Services, and all relevant state and local emergency responders and law enforcement within the impacted areas. Pursuant to section 147 of the California Military and Veterans Code, any and all provisions of Division 2 of the Military and Veterans Code or other laws of the State which require advertisement for bids for purchases of supplies or employment of services are suspended to the extent necessary to address the effects of this flooding.
5. In order to expedite response and recovery, Division 13 (commencing with section 21000) of the Public Resources Code and regulations adopted pursuant to that Division are hereby suspended.
6. The Office of Emergency Services shall provide assistance to Butte, Sutter and Yuba Counties, as appropriate, under the authority of the California Disaster Assistance Act, California Government Code section 8680 et seq. and California Code of Regulations, title 19, section 2900 et seq.

**I FURTHER DIRECT** that as soon as hereafter possible, this proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this proclamation.

**IN WITNESS WHEREOF** I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 12th day of February 2017.



  
EDMUND G. BROWN JR.  
Governor of California

**ATTEST:**

  
ALEX PADILLA  
Secretary of State

