



# State of New Mexico

Susana Martinez  
*Governor*

## **EXECUTIVE ORDER 2013-022**

### **DECLARING AN EMERGENCY THROUGHOUT NEW MEXICO DUE TO ENHANCED FLOOD POTENTIAL CAUSED BY SEVERE WILDFIRES**

**WHEREAS**, the State of New Mexico is experiencing a severe wildfire season brought on by prolonged drought, high winds and high temperatures, conditions which create extreme fire danger in many counties and tribal jurisdictions statewide;

**WHEREAS**, as of June 19, 2013, the Tres Lagunas Wildfire burning in San Miguel County has consumed 10,219 acres; the Thompson Ridge Wildfire in Sandoval County has consumed 23,903 acres; and the Silver Wildfire in Grant and Sierra Counties has consumed over 30,300 acres; as of June 19, 2013;

**WHEREAS**, multiple severe wildfires during 2011 and 2012 created over a million burned acres in the counties of Catron, Colfax, Curry, Grant, Lincoln, Los Alamos, Sandoval, and Otero;

**WHEREAS**, wildfires destroy extensive amounts of vegetation that would normally prevent soil erosion and excessive runoff in the event of rainfall and have caused the accumulation of potentially damaging and contaminating debris;

**WHEREAS**, heavy rainfall on burn areas during 2011 and 2012 caused nearly one hundred million dollars of flood damage resulting in two Presidential Major Disaster declarations for New Mexico;

**WHEREAS**, the summer monsoon season will begin soon, and even average rainfall in burned areas will produce much greater than average runoff;

**WHEREAS**, burned areas are at enhanced risk for flooding, soil erosion and/or excessive runoff, threatening valuable watersheds, lives and property;

**WHEREAS**, this emergency requires emergency action to protect the peace, health, and safety and to preserve the lives and property of the people of the State of New Mexico; and

**WHEREAS**, this emergency is of such magnitude to be beyond local control and requires the resources of the State to minimize economic or physical harm and to take the action necessary to protect the public health, safety, welfare and property.

**NOW, THEREFORE**, I, Susana Martinez, Governor of the State of New Mexico, by virtue of the authority vested in me by the Constitution and Laws of the State of New Mexico do hereby declare a state of emergency to exist statewide due to enhanced flood potential caused by severe wildfires.

**I DIRECT** the Department of Finance and Administration to make available emergency financial resources in an amount not to exceed seven hundred and fifty thousand dollars (\$750,000) to the Department of Homeland Security and Emergency Management in accordance with NMSA 1978, §§ 12-11-23 through 12-11-25. The funds shall be expended for resources and services necessary to avoid or minimize economic or physical harm until the situation becomes stabilized; on a temporary, emergency basis for lodging, sheltering, health care, food, any transportation or shipping necessary to protect lives or public property; or for any other action necessary to protect the public health, safety, and welfare and property. The funds shall be paid out upon warrants drawn by the Secretary of Finance and Administration upon vouchers approved by the Governor or the Governor's Authorized Representative.

**I FURTHER DIRECT** the Department of Homeland Security and Emergency Management to coordinate all requests for assistance and responses to such requests under the authority of and as determined by the Governor and her Authorized Representative and to request such aid and assistance from the Federal Emergency Management Agency as may be appropriate. In addition to such other eligibility criteria as may be established by the Governor and her Authorized Representative, applicants requesting financial assistance from the State for necessary action taken in response to the emergency shall be required to demonstrate that the cost of the necessary action exceeds their available resources, as determined based upon criteria developed in conjunction with the State agencies (if any) with financial and budgetary oversight responsibilities for the applicant.

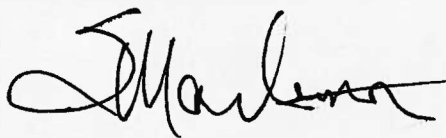
**I FURTHER DIRECT** the Adjutant General to order into service any elements of the New Mexico National Guard as are or may be needed to provide military support to civil authorities as needed for this emergency. This action is pursuant to and in accordance with NMSA 1978, §§ 20-1-1 through 20-1-8, NMSA 1978, §§ 20-2-1 through 20-2-8, and NMSA 1978, §§ 20-4-1 through 20-4-14. Such emergency assistance shall be provided during the period of need at the discretion of the Governor's Authorized Representative.

**I FURTHER DIRECT** all Cabinet Departments and agencies under gubernatorial control to provide any assistance that may be required by the Department of Homeland Security and Emergency Management or by the State Emergency Operations Center under the authority of the Governor's Authorized Representative.

**THIS ORDER** supersedes any other previous orders, proclamations, or directives in conflict. This Executive Order shall take effect immediately and shall remain in effect until such time as the Governor rescinds it.

SIGNED AT THE EXECUTIVE OFFICE THIS  
19<sup>TH</sup> DAY OF JUNE 2013.

WITNESS MY HAND AND THE GREAT  
SEAL OF THE STATE OF NEW MEXICO.



SUSANA MARTINEZ  
GOVERNOR

ATTEST:



DIANNA J. DURAN  
SECRETARY OF STATE

