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State of Montana
Office of the Governor



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JUL 08 1997

OF MONTANA

Executive Order No. 12-97

EXECUTIVE ORDER DECLARING A DISASTER
TO EXIST IN MONTANA

WHEREAS, severe thunderstorms, flash flooding, heavy rainfall, saturated soils, and already swollen streams have caused significant flooding in eastern Montana; and

WHEREAS, flooding has caused damage to roads, bridges and other infrastructure; and

WHEREAS, flooding has compounded the amount of damage to sites affected by ongoing flooding occurring since this past winter, spring, and early summer; and

WHEREAS, local jurisdictions are actively engaged in flood fight efforts; and

WHEREAS, the Disaster and Emergency Services Division continues to coordinate flood response and recovery activities statewide; and

WHEREAS, the availability and utilization of all necessary state government services, equipment and supplies under this executive order will further the efforts to protect health and safety and to preserve the lives, property and resources of the people of the State of Montana; and

WHEREAS, a proclamation of a disaster authorizes the

1 Governor, under section 10-3-104(2)(a), MCA, to suspend section
2 2-18-501, MCA, to allow reasonable expenditures for food and
3 lodging for activated National Guard and state agency personnel
4 responding to an emergency; and

5 WHEREAS, a .disaster,. as that term is defined in Section
6 10-3-103(3), MCA, means the occurrence or imminent threat of
7 widespread or severe damage, injury, or loss of life or property
8 resulting from any natural or man-made cause, including
9 tornadoes, windstorms, snowstorms, wind-driven water, high
10 water, floods, wave action, earthquakes, landslides, mudslides,
11 volcanic action, fires, explosions, air or water contamination
12 requiring emergency action to avert danger or damage, blight,
13 droughts, infestations, riots, sabotage, hostile military or
14 paramilitary action, disruption of state services, or accidents
15 involving radiation byproducts or other hazardous materials; and

16 WHEREAS, section 10-3-311 authorizes the Governor to expend
17 funds from the general fund to meet contingencies and needs
18 arising from an emergency or disaster.

19 NOW, THEREFORE, I, MARC RACICOT, Governor of the State of
20 Montana, pursuant to the authority vested in me as Governor
21 under the Constitution of the State of Montana, Title 10,
22 Chapter 3, MCA, and under other applicable statutes, do hereby
23 declare that a disaster exists in Montana due to flooding.

24 This Order is effective July 1, 1997.

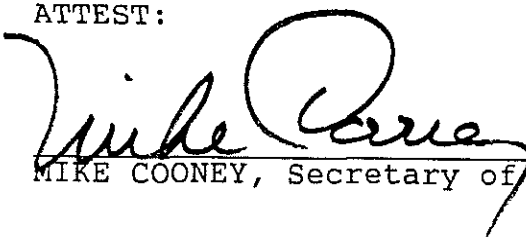
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Given under my hand and the GREAT SEAL
of the State of Montana, this 3rd day
of July, 1997.



MARC RACICOT, Governor

ATTEST:



MIKE COONEY, Secretary of State