



# Fact Sheet



## ***Governor Brown's Executive Order B-26-14***

## ***California Disaster Assistance Act Funding for the California 2014 Drought***

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On September 19, 2014, Governor Brown issued Executive Order (EO) B-26-14, authorizing the California Governor's Office of Emergency Services (Cal OES) to provide California Disaster Assistance Act (CDAA) funding, as deemed appropriate, for local government assistance to provide emergency water supplies to households without water for drinking and/or sanitation purposes. Costs relating to the emergency distribution of water for drinking and/or sanitation incurred after January 17, 2014, may be eligible for CDAA reimbursement.

Since the issuance of EO B-26-14, Cal OES has been receiving questions from local jurisdictions on the specifics of the EO. Below is information addressing those questions.

### ***Eligible applicants under CDAA for EO B-26-14***

- Counties
- Cities
- Special Districts
- Private Non-Profits

Note: Only those jurisdictions with the authority to provide emergency water supplies in response to a threat to public health and safety are eligible. Individuals/homeowners requesting assistance must contact their city or county.

### ***Eligible costs under CDAA for EO B-26-14***

The EO is specific to providing reimbursement for the emergency distribution of water to households. CDAA may provide up to 75 percent reimbursement for eligible costs.

Examples of eligible costs may include:

- Emergency water supplies for sanitation, such as providing portable toilets and/or portable shower or laundry services.
- The installation and removal of temporary water tanks to provide potable water to households for drinking and sanitation.

Examples of non-eligible costs include:

- Income, fees, revenues, wages, or rents lost or voluntarily waived by a local agency;
- Activities or costs associated with permanent work such as the drilling of wells; and
- The distribution of water to businesses.

In order for the local jurisdiction to be reimbursed for eligible costs under CDAA for EO B-26-14, the local jurisdiction must first identify to Cal OES the local needs and a water distribution plan for the households impacted.

***Additional information regarding CDAA for EO B-26-14***

*Private Non-Profits (PNP)*

EO B-26-14 also makes funding available under the State PNP Organizations Assistance Program. This program allows certain eligible PNPs or Intermediary PNPs to apply directly to the State for reimbursement of 100 percent for extraordinary costs incurred while providing emergency distribution of water for drinking and/or sanitation. However, the PNP must have first been requested by a local governmental entity to distribute the water.

*Right-of-Entry and Hold Harmless*

Before a local government, its contractors or any other agent of the local government can enter private property to perform measures to provide emergency water supplies to households for drinking and/or sanitation purposes, the local government must obtain a signed Right-of-Entry form from the property owner. The Right-of-Entry form must stipulate the property owner shall indemnify and hold harmless the local government, the State of California, Cal OES and any of their officers, agencies, agents, contractors, subcontractors, employees and volunteers, against any and all claims, liabilities, etc.

*CDAA Application*

A local agency has 60 days after the date of the proclamation of a local emergency to apply for state financial assistance. However, due to the ongoing drought conditions, pursuant to *California Government Code, Section 8685.4*, the Director of Cal OES may extend the time for filing an application for state financial assistance under CDAA. Time extensions will be considered on a case-by-case basis.

If you would like to apply, or need additional information relating to EO B-26-14, please call David Gillings, Program Manager at 916-845-8224.