



# State of New Mexico

Michelle Lujan Grisham  
*Governor*

## EXECUTIVE ORDER 2023-037

### **AUTHORIZING ADDITIONAL EMERGENCY FUNDS FOR THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT DUE TO FLOODING IN GRANT COUNTY**

**WHEREAS**, Grant County was severely impacted by flooding as a result of a monsoon rain event that began on August 19, 2022;

**WHEREAS**, the amount of rainfall that resulted from this monsoon rain event caused flooding that has damaged and washed out acequias, U.S. Highway 180 West, country roads, and public and private properties;

**WHEREAS**, this damage has increased the risk of vehicular accidents and limited the public's ability to obtain necessary daily provisions and engage in daily activities;

**WHEREAS**, this rainfall prompted the Board of County Commissioners of Grant County to issue a local declaration of emergency on August 23, 2022;

**WHEREAS**, the local declaration of emergency issued by Grant County noted that the damage to the public roadways poses a further risk to public safety given the limits it imposes on the provision of emergency medical care, law-enforcement access, public access to critical care services such as hospitals and medical providers, school attendance, and access to food and other items necessary for day-to-day life;

**WHEREAS**, the local declaration of emergency issued by Grant County communicated that all local resources available have been insufficient to cope with the resulting situation, and therefore Grant County requests aid, assistance, relief programs, and funding from the State of

New Mexico;

**WHEREAS**, I issued Executive Order 2022-128 declaring an emergency in Grant County and authorizing the release of funds to address this emergency;

**WHEREAS**, the emergency funds released by Executive Order 2022-128 have been depleted, but this disaster continues to be of such magnitude as to be beyond local control and requires the resources of the State of New Mexico to minimize economic or physical harm and to take actions necessary to protect the public health, safety, and welfare; and

**WHEREAS**, it is necessary to authorize the release of additional emergency funds to protect public peace, health, and safety;

**NOW, THEREFORE, I**, Michelle Lujan Grisham, Governor of the State of New Mexico, by virtue of the authority vested in me by the Constitution and the laws of the State of New Mexico do hereby **DECLARE** a state of emergency to exist in Grant County due to the severe flooding as a result of the monsoon rain event that began August 19, 2022, and **ORDER** and **DIRECT** as follows:

1. The Department of Finance and Administration shall make available emergency financial resources in an amount not to exceed seven hundred and fifty thousand dollars (\$750,000.00) to the Department of Homeland Security and Emergency Management in accordance with NMSA 1978, Sections 12-11-23 to -25, and NMSA 1978, Sections 12-10-14 to -15. The funds shall be expended for the 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, welfare, and property. The funds shall be expended in accordance with the policy and procedures of the

Department of Homeland Security and Emergency Management, as approved by the Governor or the Governor's Authorized Representative.

2. The Department of Homeland Security and Emergency Management shall coordinate all requests for assistance and responses to such requests under the authority of and as determined by the Governor and her Authorized Representative. 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.

3. The Adjutant General shall 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, Sections 20-1-1 to -8, NMSA 1978, Sections 20-2-1 to -8, and NMSA 1978, Sections 20-4-1 to -14. Such emergency assistance shall be provided during the period of need at the discretion of the Governor's Authorized Representative.

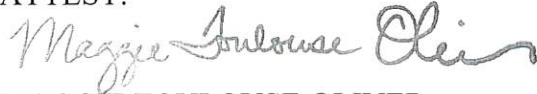
4. All Cabinet Departments and agencies under gubernatorial control shall provide any assistance that may be required by the Department of Homeland Security and Emergency Management or by the State Emergency Operations Center under the authority of the Governor's Authorized Representative.

**I FURTHER ORDER and DIRECT as follows:**

1. This Order supersedes any previous orders, proclamations, or directives to the extent they are in conflict.

2. This Order shall take effect immediately and shall remain in effect until renewed, modified, or rescinded.

ATTEST:



MAGGIE TOULOUSE OLIVER  
SECRETARY OF STATE

DONE AT THE EXECUTIVE OFFICE  
THIS 6TH DAY OF MARCH 2023

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



MICHELLE LUJAN GRISHAM  
GOVERNOR

