



# State of New Mexico

Michelle Lujan Grisham  
*Governor*

## **EXECUTIVE ORDER 2023-040**

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

**WHEREAS**, Sandoval County was impacted by flooding beginning on Monday, April 10, 2023, as a result of an unusually high snowpack combined with quickly rising temperatures;

**WHEREAS**, the flooding caused an emergency in the Village of Jemez Springs due to problems with its wastewater treatment plant;

**WHEREAS**, flooding in the Jemez Corridor is ongoing, and the Village of San Ysidro is currently threatened by floodwaters;

**WHEREAS**, this flooding prompted Sandoval County to declare a local state of emergency;

**WHEREAS**, the local state of emergency issued by Sandoval County noted that all available local resources are insufficient to alleviate the emergency and repair the infrastructure;

**WHEREAS**, Sandoval County requests aid, assistance, relief programs, and funding from the State of New Mexico, without which it cannot completely and effectively address the needs associated with the emergency;

**WHEREAS**, this disaster requires immediate action to protect public peace, health, safety, and welfare; and

**WHEREAS**, this disaster is 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 peace, health, safety, and welfare.

**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 Sandoval County due to the severe flooding as a result of the rapidly rising temperatures that began on Monday, April 10, 2023, 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.

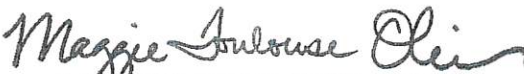
4. All Cabinet Departments and agencies under gubernatorial control shall provide any assistance that may be required by the Department of Homeland Security and Emergency Management or by the State Emergency Operations Center under the authority of the Governor's Authorized Representative.

**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 18TH DAY OF APRIL 2023

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

  
MICHELLE LUJAN GRISHAM  
GOVERNOR

