

**ORDINANCE NO. 533
(AS AMENDED THROUGH 533.5)
AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 533
PROVIDING FOR THE ADMINISTRATION OF THE EMERGENCY MANAGEMENT
ORGANIZATION FOR THE COUNTY OF RIVERSIDE**

The Board of Supervisors of the County of Riverside, State of California, ordains as follows:

ARTICLE I. GENERAL PURPOSES

Section 1.1. The declared purpose of this ordinance is to provide for the preparation and carrying out of plans for the protection of persons and property within the County of Riverside in the event of the emergency or disaster conditions hereinafter referred to; the direction of the Emergency Management Organization; and the coordination of the disaster functions of the County of Riverside with all other public agencies, corporations, organizations, and affected private persons.

ARTICLE II. DEFINITIONS

Section 2.1. The general definitions contained in the California Emergency Services Act shall apply to this chapter. These definitions are terms commonly used in the Standardized Emergency Management System (SEMS). A complete listing of all terms is located in the County of Riverside Emergency Operations Plan.

- a. **"ACTION PLAN"** means the plan prepared in the EOC containing the emergency response objectives of that SEMS level reflecting overall priorities and supporting activities for a designated period. The plan is shared with supporting agencies.
- b. **"ACTIVATE"** means, at a minimum, a designated official of the emergency response agency implements SEMS as appropriate to the scope of the emergency and the agency's role in response to the emergency.
- c. **"AFFECTED JURISDICTION"** is any jurisdiction which is, or has the reasonable possibility of being impacted by an incident or incidents, the magnitude of which is, or may fall within the scope and the intent of this Ordinance.
- d. **"CONTINUITY OF GOVERNMENT"** All measures that may be taken to ensure the continuity of essential functions of governments in the event of emergency conditions, including lines of success for key decision makers.
- e. **"DEPARTMENT OPERATIONS CENTER"** means an EOC used by a distinct discipline (such as, but not limited to, flood operations, fire, medical, hazardous material) or a unit (such as, but not limited to, Department of Public Works or Department of Health). Department operations centers may be used at all SEMS levels above the field response level depending upon the impacts of the emergency.
- f. **"DIRECTOR OF EMERGENCY SERVICES"** during a declared "State of War Emergency", "State of Emergency", or a "Local Emergency", the Director of Emergency Services shall be responsible for providing the overall management and direction to the Emergency Management Organization for the control of the emergency. The Director of Emergency Services shall be the County Chief Executive Officer or designee.
- g. **"DISASTER COUNCIL"** consists of representatives of County Departments and other members as appointed by the Board of Supervisors. The County Disaster Council is authorized to recommend for adoption to the Board of Supervisors emergency and

mutual aid plans and agreements as well as ordinances, resolutions, rules and regulations as may be necessary to implement such plans and agreements, and any necessary amendments.

- h. **“DISASTER SERVICE WORKER”** includes public employees and any unregistered person pressed into service during a State of War emergency, a State of emergency, or a Local Emergency by a person having authority to command the aid of citizens in the execution of his duties. It does not include any member registered as an active fire fighting member of any regularly organized volunteer fire department, having official recognition, and full or partial support of the county, city, town or district in which such fire department is located.
- i. **"EMERGENCY"** means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, drought, events endangering the health of the general public, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or other than conditions which are likely to be, beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat.
- j. **"EMERGENCY MANAGEMENT ORGANIZATION"** consists of all officers and employees of the County of Riverside, its agencies, and of the cities and districts of Riverside County, together with all volunteers and all groups, organizations and persons commandeered under the provisions of the California Emergency Services Act and this ordinance, with all equipment and material publicly owned, volunteered, commandeered or in any way under the control of the aforementioned personnel, for the support of the aforementioned personnel in the conduct of emergency operations.
- k. **"EMERGENCY OPERATIONS CENTER (EOC)"** means a location from which centralized emergency management can be performed.
- l. **"INABILITY TO ACT"** means that an officer is either killed, missing, or so seriously ill or injured as to be unable to attend meetings and otherwise perform his/her duties. Any question as to whether a particular officer can be deemed to have an "inability to act" shall be settled by the governing body of the political subdivision or any remaining available members of said body (including standby officers who are serving on such governing body).
- m. **"LOCAL EMERGENCY"** means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or an earthquake or other conditions, other than conditions resulting from a labor controversy, which conditions are or are likely to be, beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat.
- n. **"LOCAL GOVERNMENT"** means local agencies as defined in Government Subsection 8680.2 and special districts as defined in California Code of Regulations, Title 19, Subsection 2900(y).

- o. "**MULTI-AGENCY or INTER-AGENCY COORDINATION**" means the participation of agencies and disciplines involved at any level of the SEMS organization working together in a coordinated effort to facilitate decisions for overall emergency response activities, including the sharing of critical resources and the prioritization of incidents.
- p. "**OPERATIONAL AREA LEVEL**" means an intermediate level of the state emergency services organization, consisting of a county and all political subdivisions within the county area. Each county geographic area is designated as an operational area. An operational area is used by the county and the political subdivisions comprising the operational area for the coordination of emergency activities and to serve as a link in the system of communications and coordination between the state's emergency operation centers and the operation centers of the political subdivisions comprising the operational area, as defined in Government Code Subsection 8559(b) and Section 8605. This definition does not change the definition of operational area as used in the existing fire and rescue mutual aid system.
- q. "**OPERATIONAL AREA PLANNING COMMITTEE**" is the organization established by the Board of Supervisors to oversee the activities of the Riverside County Operational Area. Membership in the committee shall consist of all County Departments and agencies, all political sub divisions within Riverside County, who have signed an Operational Area Agreement.
- r. "**PUBLIC HEALTH EMERGENCY**" means an occurrence or imminent threat of an illness or health condition that is believed to be caused by any of the following:
 1. Bioterrorism
 2. The appearance of a novel or previously controlled or eradicated infectious agent of biological toxin
 3. A chemical attack
 4. An intentional or accidental release of chemicals which creates a hazardous materials event.

And that poses a high probability of any of the following:

 1. A large number of deaths in the affected population.
 2. A large number of serious or long-term disabilities in the affected population.
 3. A widespread exposure to an infectious or toxic agent that poses a significant risk of substantial future harm to a large number of people in the affected population.
- s. "**STANDARDIZED EMERGENCY MANAGEMENT SYSTEM (SEMS)**" means a standardized response to emergencies involving multiple jurisdictions or multiple agencies. It is based upon and uses the principles and components of emergency management including ICS, multi-agency coordination, operational area concept, and established mutual aid systems
- t. "**STANDBY SUCCESSORS**" means those standby officers as defined by Government Code Section 8638 *et seq* which have been appointed by the Board of Supervisors to fill the positions of the Board of Supervisors should one or more of its members become unavailable (as defined by Government Code Section 8636) during a State of War Emergency, State of Emergency, or local emergency. The Board of Supervisors shall appoint three standby successors for each member of the Board of Supervisors. The duties of the standby successors are listed in Government Code Section 8641.
- u. "**STATE OF WAR EMERGENCY**" means the condition which exists immediately, with or without a proclamation thereof by the Governor, whenever this state or nation is attacked by an enemy of the United States, or upon receipt by the state of a warning

from the federal government indicating that such an enemy attack is probable or imminent.

Section 2.2. Other terms used herein shall have meanings as used in the California Emergency Services Act and the County's Emergency Operations Plan, hereinafter referred to as the County's Emergency Plan.

ARTICLE III. EMERGENCY MANAGEMENT ORGANIZATION

Section 3.1. The Riverside County "Emergency Management Organization" consists of all officers and employees of the County of Riverside, its agencies, and of the cities and special districts of Riverside County, together with all volunteers and all groups, organizations and persons commandeered under the provisions of the California Emergency Services Act and this ordinance, with all equipment and material publicly owned, volunteered, commandeered or in any way under the control of the aforementioned personnel, for the support of the aforementioned personnel in the conduct of emergency operations.

Section 3.2. The Riverside County Emergency Management Organization shall be activated, and function only:

- a. Upon the existence of a "State of War Emergency";
- b. Upon the declaration by the Governor of the State of California, or of persons authorized to act in his/her stead, of a "State of Emergency" affecting and including Riverside County; or
- c. Upon the declaration of a "Local Emergency" by the Board of Supervisors of Riverside County, or by persons herein authorized to act in its stead.
- d. Upon the declaration of a "Public Health Emergency" by the Board of Supervisors of Riverside County, or by persons herein authorized to act in its stead.
- e. Two or more cities within the Operational Area have declared or proclaimed a local emergency.
- f. The Operational Area is requesting resources from outside its boundaries, except those resources used in normal day-to-day operations which are obtained through existing agreements providing for the exchange or furnishing of certain types of facilities and services on a reimbursable, exchange, or other basis as provided for under the Master Mutual Aid Agreement;
- g. The Operational Area has received resource requests from outside its boundaries, except those resources used in normal day-to-day operations which are obtained through existing agreements for the exchange or furnishing of certain types of facilities and services on a reimbursable, exchange, or other basis as provided for under the Master Mutual Aid Agreement.

Section 3.3. The Emergency Management Organization shall be composed of such elements as are provided for in the County of Riverside Emergency Operations Plan. The Emergency Operations Plan shall provide for the organization of the Emergency Management Organization, utilizing the concepts of the Standardized Emergency Management System (SEMS). The Officers of the County of Riverside shall have the duty

and authority to plan for the mobilization, operation and support of that segment of the Emergency Management Organization for which each is responsible as provided for in the Emergency Plan.

ARTICLE IV. DISASTER COUNCIL

Section 4.1. The Chair of the Board of Supervisors shall serve as the Chair of the Disaster Council.

Section 4.2. The line of succession for Chair of the Board In their absence, or upon their inability to act, the Chair of the Board shall automatically be succeeded as Chair of the Disaster Council by the following officials in the order named:

- a. Vice-Chair, Board of Supervisors;
- b. Remaining County Supervisors in the sequence of the numbers of their respective Supervisorial Districts, unless said Board shall otherwise determine;
- c. Standby Officers are excluded from the line of succession for the Chairman of the Board of Supervisors, unless said Board shall otherwise determine.

Section 4.3. The Riverside County Disaster Council consists of the following persons:

- a. Chairperson - Board of Supervisors
- b. Disaster Council Chair of each incorporated city in Riverside County;
- c. County Executive Officer
- d. District Attorney
- e. County Counsel
- f. Director - DPSS
- g. County Fire Chief
- h. Sheriff
- i. CHA Director
- j. Director - Human Resources
- k. Director - County Flood Control
- l. Director – TLMA
- m. Director – Public Health
- n. Director – Mental Health
- o. Additional members may be appointed by the Board of Supervisors and may include:
 1. Military Representative
 2. County Superintendent of Schools
 3. The American Red Cross
 4. Such additional individuals or businesses of Riverside County as the Board of Supervisors may appoint as "members at large".
- n. The Deputy Director, Office of Emergency Services or designee shall be the Secretary and provide technical guidance.

Section 4.4. The Disaster Council shall have power to:

- a. Elect a Vice-Chair and such other officers as it shall deem necessary;
- b. Enact its own rules of procedures;
- c. Review and recommend for adoption to the Board of Supervisors those emergency and

mutual aid plans, agreements, ordinances, resolutions, and regulations as it shall deem necessary to implement such plans and agreements, and any necessary amendments to those documents.

Section 4.5 Additional duties of the Disaster Council include:

- a. Assess and coordinate disaster related training relating specifically to the unincorporated areas of the County of Riverside.
- b. Develop plans for meeting any condition constituting a local emergency or state of emergency, including, but not limited to, earthquakes, natural, or manmade disasters.
- c. Evaluate the potential hazards within the County and assist in the development of response plans relating to those hazards.
- d. Review and approve the County of Riverside Emergency Operations Plan.
- e. Develop and approve plans providing for the effective mobilization of all of the resources within the political subdivision, both public and private.
- f. By ordinance, provide for the organization, powers and duties, divisions, services, and staff of the County's emergency organization.
- g. Act as an advisory board to the EOC Policy Group during a declared disaster as deemed necessary by the Chairperson of the Board or the Director of Emergency Services.
- h. Certify Disaster Service Workers through the County Office of Emergency Services under authority of Section 3211.9 of the California Labor Code.

Section 4.6. The Disaster Council shall meet annually or upon call of the Chair, or in his/her absence or inability to call such a meeting, upon the call of the Vice-Chair.

Section 4.6. During a "State of War Emergency", "State of Emergency" or a "Local Emergency", the Chair of the Disaster Council or the Director of Emergency Services may call upon the Disaster Council to meet with the EOC Policy Group to act as an advisory group on issues as determined by the Director of Emergency Services or the Disaster Council Chair.

ARTICLE V. DIRECTOR OF EMERGENCY SERVICES

Section 5.1. The Director of Emergency Services shall mean that person designated in a resolution adopted pursuant to Government Code Section 8610 by the Board of Supervisors to provide direction and control of the Riverside County Emergency Organization, during times of emergency or disaster. The County Chief Executive Officer shall be the Director of Emergency Services.

Section 5.2. The line of succession for the Director of Emergency Services, in the absence of the County Chief Executive Officer, or inability to act, shall automatically be succeeded by the following officials in the order named. A designee may not fill the position of Director of Emergency Services without the approval of the County Chief Executive Officer or the Chair of the Board of Supervisors.

- a. Assistant County Chief Executive Officer
- b. Sheriff
- c. County Fire Chief

- d. Public Health Officer
- e. Director - TLMA
- f. Director - Public Social Services (Welfare)

Section 5.3. The Director of Emergency Services shall have the following powers and duties:

- a. To make key appointments, subject to the approval of the Board of Supervisors, within the Emergency Management Organization;
- b. Request the Board of Supervisors to proclaim the existence of a "Local Emergency" if said Board is in session, or to issue such proclamation if said Board is not in session. Whenever a "Local Emergency" is proclaimed by the Director of Emergency Services, the Board of Supervisors shall take action to ratify the proclamation within seven days thereafter or the proclamation shall have no further force or effect;
- c. During the existence of "State of War Emergency", or the proclaimed existence of a "State of Emergency" or a "Local Emergency" affecting Riverside County or the Riverside County Operational Area to:
 - 1. Control and direct the activities of the Riverside County Emergency Management Organization;
 - 2. Use all County resources for the preservation of life and property and to reduce the effects of emergency;
 - 3. Resolve questions of authority and responsibility that may arise in emergency operations;
 - 4. Obtain vital supplies, equipment and other resources needed for the preservation of life and property by either binding the County for the fair value thereof or by commandeering same;
 - 5. To delegate to elected and appointed officials of the County of Riverside such duties and authorities as he deems necessary;
 - 6. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by any conditions proclaimed as provided herein;
 - 7. To require emergency services of any county officer or employee, and to command the aid of as many citizens of the County of Riverside as the Director deems necessary in the execution of his/her duties;
 - 8. To exercise complete authority over the County and to exercise all police power vested in the County by the Constitution and general laws;
 - 9. In addition to the powers granted herein, the Director of Emergency Services shall have such powers incidental to the performance of said duties as shall be necessary to allow for the carrying out of the Emergency Plan of the County of Riverside, it being the intent that the enumerated powers herein are not intended to be limitations upon the Director's powers.

ARTICLE VI. RESPONSIBILITIES OF THE FIRE CHIEF

Section 6.1. The Fire Chief, through the Deputy Director, Office of Emergency Services (or designee), shall, prior to the existence of a "Local Emergency":

- a. Support and coordinate the activities of Operational Area, the Operational Area Planning Committee, and its subcommittees;

- b. Develop, coordinate, and bear primary responsibility for basic planning to provide for the use of all governmental entities, resources and equipment; all commercial and industrial resources; and all such special groups, bodies and organizations as may be needed to support disaster operations;
- c. Develop and coordinate such emergency training programs and exercises as may be needed;
- d. Develop and coordinate a public information program designed for self-protection;
- e. Coordinate planning and training with federal, state, and other county and city emergency agencies, Red Cross, and with appropriate elements of the Armed Forces;
- f. Develop such standby ordinances, rules and regulations as planning may dictate as being necessary and shall bring said instruments to the Board of Supervisors, recommending their enactment;
- g. Recommend to the Riverside County Disaster Council matters for consideration within the purview of said Council's responsibilities;
- h. Recommend to the Board of Supervisors matters of policy for consideration insofar as they relate to the planning process for emergency services;
- i. Assign duties and authorities to personnel of the Office Emergency Services;
- j. Implement the Standardized Emergency Management System (SEMS) as the method of organization in all said plans and activities;
- k. Ensure that the County's Emergency Plan is kept up to date, and that current emergency management concepts are applied.

Section 6.2. During a "State of War Emergency" or of a "State of Emergency" or "Local Emergency" affecting Riverside County, the Fire Chief, through the Deputy Director, Office of Emergency Services shall:

- a. Serve as staff advisor to the Director of Emergency Services and the EOC Policy Group;
- b. Recommend to said Director of Emergency Services operating decisions and policies in the operation of the County Emergency Management Organization;
- c. Provide for the coordination and facilitation of personnel and materiel resources as directed by said Director of Emergency Services;
- d. Perform such duties, in the scope of disaster management, as may be assigned by said Director of Emergency Services

ARTICLE VII. COUNTY OFFICE OF EMERGENCY SERVICES

Section 7.1. There is hereby created the Riverside County Fire Department, Office of Emergency Services, which is responsible for the administration of all matters relating to the County's emergency management program to include the plan writing and review of the County's Emergency Operations Plan.

Section 7.2. There is hereby established the position of Deputy Director, Office of Emergency Services (OES) which shall be filled by appointment by the Fire Chief and ratified by the Board of Supervisors.

- a. This position shall administer the day-to-day activities of the County Office of Emergency Services and will be responsible to ensure emergency management duties under the State Office of Emergency Services (OES) and Federal Emergency

- Management Agency (FEMA) guidelines are applied wherever applicable;
- b. The County Fire Chief, the Deputy Director, the County Chief Executive Officer, shall act as "applicant agent" to the State Office of Emergency Services or Federal Emergency Management Agency;
 - c. The Deputy Director, OES shall report to the County Fire Chief;
 - d. The Deputy Director, OES, or a designated member of his/her staff, will attend any multi-agency coordination meetings to provide the briefing on the nature and scope of the disaster, the progress made to date on control measures and the status of available resources;
 - e. The Deputy Director, OES, or designed staff member will serve as a technical advisor to the Riverside County Director of Emergency Services and any multi-agency coordination meetings.

ARTICLE VIII. RIVERSIDE COUNTY OPERATIONAL AREA

Section 8.1. The "Riverside County Operational Area" is an intermediate level of the state emergency services organization consisting of the County of Riverside, all political subdivisions, and those special districts that have signed an agreement and become part of the Operational Area within the geographic boundaries of Riverside County. The "Riverside County Operational Area" is used for the coordination of emergency activities and to serve as the link in the system of communications and coordination between the state's emergency operation centers and the emergency operation centers of the county and the political subdivisions comprising the "Riverside County Operational Area".

Section 8.2. The county government shall serve as the lead agency of the "Riverside County Operational Area" unless another member agency of the operational area assumes that responsibility by written agreement with county government.

Section 8.3. The operational area authority and responsibility under the Standardized Emergency Management System shall not be affected by non-participation of any local government(s) within the operational area.

- Section 8.4.** As the lead agency, the county government shall:
- a. Coordinate information, resources and priorities among local governments within the operational area.
 - b. Coordinate information, resources and priorities between the regional level and the local government level. Coordination of fire and law enforcement resources shall be accomplished through their respective mutual aid systems.
 - c. Use multi-agency coordination to facilitate decisions for overall operational level emergency response activities.
 - d. Provide for an Operational Area EOC, which may be co-located with the County EOC.
 - e. Coordinate resources within the county not covered by normal law or fire mutual aid.

- Section 8.5.** The Operational Area EOC shall be activated and SEMS used when any of the following conditions exist:
- a. A local government within the Operational Area has activated its EOC and requested activation of the Operational Area EOC to support emergency operations;

- b. Two or more cities within the Operational Area have declared or proclaimed a local emergency;
- c. The county and one or more cities have declared or proclaimed a local emergency;
- d. A city, city and county, or county has requested a governor's proclamation of a state of emergency, as defined in Government Code Section 8558(b);
- e. A state of emergency is proclaimed by the governor for the county or two or more cities within the Operational Area;
- f. The Operational Area is requesting resources from outside its boundaries, except those resources used in normal day-to-day operations which are obtained through existing agreements providing for the exchange or furnishing of certain types of facilities and services on a reimbursable, exchange, or other basis as provided for under the Master Mutual Aid Agreement;
- g. The Operational Area has received resource requests from outside its boundaries, except those resources used in normal day-to-day operations which are obtained through existing agreements for the exchange or furnishing of certain types of facilities and services on a reimbursable, exchange, or other basis as provided for under the Master Mutual Aid Agreement.

Section 8.6. The Operational Area Planning Committee (OAPC) is established by the Board of Supervisors to oversee the activities of the Riverside County Operational Area. Membership in the committee shall consist of designated County Departments, all cities within Riverside County, and all Special Districts who have signed an Operational Area Agreement. The OAPC shall establish a set of by-laws governing membership, voting, and grant review and funding policies.

Section 8.7. The Operational Area Planning Committee is responsible for the oversight of all grant funds directed to the Operational Area from various federal and state agencies sources. The Operational Area Planning Committee shall establish subcommittee(s) as needed to determine the scope of these grants, the method of distribution of these funds, and to review and approve requests for these funds.

ARTICLE IX. POWERS OF SUCCESSION

Section 9.1. Each person who shall succeed to each position of office as provided herein, and as provided in the Emergency Operations Plan of the County of Riverside, shall assume all of the powers and duties of the office succeeded to immediately upon such succession.

ARTICLE X. ORDERS OF MEMBERS

Section 10.1. During the existence of a "State of War Emergency" or a proclaimed "State of Emergency" or "Local Emergency" affecting Riverside County, each member of the County Emergency Management Organization shall have authority to require that all persons shall follow reasonable orders given within the scope of functions in order to execute the Emergency Plan of the County of Riverside, and the willful failure of any person to follow such reasonable order or orders shall be a misdemeanor punishable by a fine of not more than \$1,000.00 or by imprisonment for not more than 6 months or both.

ARTICLE XI. CONTINUITY OF GOVERNMENT

Section 11.1. The line of succession for key personnel of the government of the County of Riverside shall be:

- a. In the absence of the Chair of the Board of Supervisors, or upon inability to act, the Chair of the Board shall automatically be succeeded by the following officials in the order named:
 1. Vice-Chairman of the Board of Supervisors
 2. The remaining County Supervisors followed consecutively in the sequence of the numbers of their respective Supervisorial Districts
- b. Standby Officers are excluded from the line of succession for the Chairman of the Board of Supervisors.
- c. For other elected officials, in order of descending authority among existing subordinates, and thereafter as provided by the Board of Supervisors.

Section 11.2. Standby Officers

- a. Each member of the Board of Supervisors, pursuant to Section 8638 of the Government Code, has the authority to appoint one to three standby officers to act as a successor for that member of the Board.
- b. Standby Officers shall be appointed yearly.
- c. If more than one Standby Officer is appointed by a Board member, the Standby Officers shall be designated as successor 1, 2, and 3.
 1. Standby Offices shall succeed their Board member based on their designation.
- d. In accordance with Section 8640 of the Government Code, each Standby Officer shall take an oath of office required for the position they have been selected for as a successor.

Section 11.3. The City of Indio is hereby designated as the alternate seat of government for the County of Riverside. The alternate seat shall be used at the determination of the Board of Supervisors or the Director of Emergency Services when there is no ability to continue with County business from a location within the general jurisdiction of the City of Riverside due to war or peacetime emergencies. If the alternate seat for the County of Riverside is activated, all business of the County transacted there shall be legal and binding as if transacted at the county seat.

Section 11.4. Two emergency operating centers shall be maintained to meet emergency contingencies, and shall be maintained in accordance with Board Policy H-14. One of these is to be located at the county seat and the other at the alternate seat of government.

ARTICLE XII. EMERGENCY PROCLAMATIONS

Section 12.1. By resolution adopted pursuant to this Article, the Board of Supervisors shall designate a Director of Emergency Services. The Director of Emergency Services shall have the power to declare a proclamation of a "State of Emergency" or "Local Emergency".

Section 12.2. If the Board of Supervisors is in session, the Director of Emergency Services shall request that the Board of Supervisors proclaim the existence or threatened existence of a "local emergency," and recommend that the Board of Supervisors request that the Governor proclaim a "state of emergency" when, in the opinion of the Director of Emergency Services, the locally available resources are inadequate to cope with the emergency.

Section 12.3. In the event the Board of Supervisors is not in session, the Director of Emergency Services shall have the authority to issue a proclamation of a "local emergency".

Section 12.4. Whenever the Director of Emergency Services proclaims a "Local Emergency", the Board of Supervisors shall take action to ratify the proclamation within seven days thereafter or the proclamation shall have no further force or effect.

Section 12.5. The Board of Supervisors must review, at least every 14 days, the continuing existence of the emergency. They must also terminate the emergency declaration at the earliest possible date that conditions warrant.

ARTICLE XIII. POWERS AND AUTHORITY OF THE COUNTY HEALTH OFFICER

Section 13.1. The County Health Officer may declare a "Public Health Emergency" in the County or any area in the County when there has been a event as described in Section 2.1 (l) of this ordinance and/or as defined in Section 101080 of the California Health and Safety Code and health officer reasonably determines that the event is an immediate threat to the public health, the local health officer may declare a public health emergency in the county or any area thereof affected by the threat to the public health.

Section 13.2. The "Public Health Emergency" declaration shall not remain in effect for a period in excess of seven days unless the board of supervisors has ratified it.

Section 13.3. The Board of Supervisors shall review, at least every 14 days until the local health emergency is terminated, the need for continuing the local health emergency and shall proclaim the termination of the local health emergency at the earliest possible date that conditions warrant the termination. They must also terminate the declaration at the earliest possible date that conditions warrant.

Section 13.4. Section 101040 of the California Government Code states that the County Health Officer may take any preventive measure that may be necessary to protect and preserve the public from any public health hazard during any "state of war emergency," "state of emergency," or "local emergency," as defined by Section 8558 of the Government Code, within his or her jurisdiction. "Preventive measure" means abatement, correction, removal, or any other protective step that may be taken against any public health hazard that is caused by a disaster and affects the public health. Funds for these measures may be allowed pursuant to Sections 29127 to 29131, inclusive, and 53021 to 53023, inclusive, of the Government Code, and from any other money appropriated by a County Board of

Supervisors or a City governing body to carry out the purposes of Section 101040. The County Health Officer, upon consent of the County Board of Supervisors or a City governing body, may certify any public health hazard resulting from any disaster condition if certification is required for any Federal or State disaster relief program.

Section 13.5. The County Health Officer shall manage the event in accordance with the Standardized Emergency Management System (SEMS), which is the official statewide method for disaster response management. According to the Emergency Services Act section 8607 (e) (1), "each local agency, in order to be eligible for any funding of response-related costs under disaster assistance programs, shall use the standardized emergency management system to coordinate multiple jurisdiction or multiple agency operations."

Section 13.6. The County Health Officer shall establish a line of succession for the position of County Health Officer.

Section 13.7. In the absence of a County Health Officer or designee, the County Director of Emergency Services shall act as and have the authority of the County Health Officer.

ARTICLE XIV. PENALTIES

Section 14.1. It shall be a misdemeanor and shall be punishable by a fine of not more than \$1,000 or by imprisonment for not more than 6 months, or both, for any person during an emergency:

- a. Willfully to obstruct, hinder or delay any member of the Riverside County Emergency Management Organization in the enforcement of any lawful rule, regulation or order issued pursuant to this ordinance, or in the performance of any duty imposed upon by virtue of this ordinance;
- b. To do any act forbidden by any lawful rule, regulation or order issued pursuant to this ordinance; if such act is of such a nature as to give, or be likely to give, assistance to the enemy, or to imperil life or property, or to prevent, hinder, or delay the defense or protection of person or property;
- c. To wear, carry or display, without authority, any means of identification specified by the County of Riverside and/or disaster agencies of the Federal or State Governments.

ARTICLE XV. SEVERABILITY

Section 15.1. If any provision of this chapter or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications, and to this and the provisions of this chapter are declared to be severable.

Adopted: 533 Item 37 of 08/24/1771 (Eff: 09/23/1971)

Amended: 533.1 Item 6.1 of 06/10/1975 (Eff: 07/10/1975)

533.2 Item 3.4 of 07/02/1985 (Eff: 08/01/1985)

533.3 Item 3.9 of 11/15/1988 (Eff: 12/15/1988)

533.4 Item 3.4 of 08/15/1995 (Eff: 09/14/1995)

533.5 Item 3.52 of 08/23/2005 (Eff: 09/22/2005)