STATE OF COLORADO

OFFICE OF THE GOVERNOR

136 State Capitol Building
Denver, Colorado 80203
Phone (303) 866 - 2471
Fax (303) 866 - 2003

John W. Hickenlooper
Governor

D 2012-38

EXECUTIVE ORDER

Amending Executive Order 2012-023 Declaring a State of Disaster Emergency Due to the Flagstaff Fire

Pursuant to the authority vested in the Governor of the State of Colorado and, in particular, pursuant to the Colorado Constitution and relevant portions of the Colorado Disaster Emergency Act, C.R.S. § 24-33.5-700, *et seq.*, I, Governor John W. Hickenlooper, Governor of the State of Colorado, hereby issue this Executive Order amending Executive Order D 2012-023 that declared a state of disaster emergency due to the Flagstaff Fire in Boulder County, Colorado.

Any reference to "El Paso County" in Executive Order D 2012-023 is deleted and replaced with "Boulder County."

In addition, Section II.C of Executive Order D 2012-023 is amended to read as follows:

C. Pursuant to C.R.S. § 24-32-2106(4), the funds in the Disaster Emergency Fund are hereby found insufficient to pay for fire suppression efforts related to the Flagstaff Fire. Therefore, I order $1,582,000 be transferred into the Disaster Emergency Fund from the Perpetual Base Account of the Severance Tax Fund, created in C.R.S. § 39-29-109(2)(a)(II); $800,000 be transferred into the Disaster Emergency Fund from General Fund appropriations in Fiscal Year 2011-12 to the Department of Corrections, Management External Capacity line item; and $118,000 be transferred into the Disaster Emergency Fund from the General Fund appropriations in Fiscal Year 2011-12 to the Department of Corrections, Parole Board Personal Services line item. It is further ordered that $2,500,000 from the Disaster Emergency Fund is encumbered to pay for the fire suppression, response, and recovery effort related to the Flagstaff Fire since its inception. The Director of the Office of Emergency Management is hereby authorized and directed to allocate the funding to the appropriate government agencies. These funds shall remain available for this purpose for one year from

the date of this Executive Order, and any unexpended funds shall remain in the Disaster Emergency Fund.

In all other respects, Executive Order D 2012-023 remains in full force and effect as originally promulgated.

Given under my hand and the Executive Seal of the State of Colorado this twenty-third day of August, 2012.

John W. Hickenlooper
Governor