

State of Iowa
Executive Department

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION OF DISASTER EMERGENCY

WHEREAS, on June 21, 2024, and continuing thereafter, a series of severe storm systems affected the state of Iowa; and

WHEREAS, this storm system caused severe weather, including damaging winds, straight-line winds, tornados, heavy rains, thunderstorms and record flash flooding, resulting in significant damage to public and private property, power outages resulting from downed power lines and poles and large debris piles; and

WHEREAS, on June 22, 2024, a Proclamation of Disaster Emergency was issued authorizing the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in Buena Vista, Cherokee, Clay, Dickinson, Emmet, Kossuth, Lyon, O'Brien, Osceola, Plymouth, Sioux, Cerro Gordo, Floyd, Hancock, Humboldt, Pocahontas, Webster, Winnebago, Woodbury, Worth and Wright Counties; and

WHEREAS, on June 23, 2024, a Proclamation of Disaster Emergency was issued authorizing the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in Palo Alto County; and

WHEREAS, on June 24, 2024, a Proclamation of Disaster Emergency was issued authorizing the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in Fremont, Harrison, Mills, Monona and Pottawattamie Counties; and

WHEREAS, reports forwarded to the Iowa Department of Homeland Security and Emergency Management by the emergency management coordinators and others in the affected counties indicate that extension of targeted suspensions of specific regulatory requirements are required to effectively respond to and recover from the effects of this event; and

WHEREAS, these conditions threaten the public peace, health, and safety of citizens of the State of Iowa and have damaged and destroyed public and private property. Because of this, they provide legal justification for the issuance of a Proclamation of Disaster Emergency pursuant to Iowa Code § 29C.6 (1).

NOW, THEREFORE, I, KIMBERLY K. REYNOLDS, Governor of the State of Iowa, by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code § 29C.6 (1), and all other applicable laws, do hereby reaffirm and extend a **STATE OF DISASTER EMERGENCY** for Buena Vista, Cerro Gordo, Cherokee, Clay, Dickinson, Emmet, Floyd, Fremont, Hancock, Harrison, Humboldt, Kossuth, Lyon, Mills, Monona, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Pottawattamie, Sioux, Webster, Winnebago, Woodbury, Worth and Wright Counties and do hereby **ORDER** and **DIRECT** the following:

SECTION ONE. The Iowa Department of Homeland Security and Emergency Management, the county emergency management coordinators, and any other state agencies and private organizations providing services associated with the Iowa Individual Assistance Grant Program or Iowa Disaster Case Advocacy are authorized to share any information necessary to ensure appropriate resources are provided to eligible residents impacted by this disaster. Such information may be shared throughout the implementation of the programs and shall continue for

as long as needed to provide necessary services to residents impacted by this disaster, to include after the formal closure of the program(s).

SECTION TWO. As required by Iowa Code § 29C.6 (1), (10) and 42 U.S.C. § 5170 in cases of Presidential Disaster Declarations, this Proclamation of Disaster Emergency continues to activate the disaster response and recovery aspects of the Iowa Department of Homeland Security and Emergency Management's Iowa Emergency Response Plan and those additional response plans applicable to the counties affected by this disaster and authorizes the use and deployment of all available state resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens located in the disaster counties.

SECTION THREE. I temporarily extend the suspension of the regulatory provisions of Iowa Admin. Code 11-53.11(3) prohibiting pay to those State of Iowa employees for hours worked in excess of 40 hours per workweek while present in the State's Emergency Operations Center or otherwise engaged in assigned disaster response missions or other activities. This suspension shall be retroactive to the initial activation of the State's Emergency Operations Center.

SECTION FOUR. I temporarily extend the suspension of the regulatory provisions of Iowa Code Chapter 8A, Iowa Code § 313.10, Iowa Admin. Code chapters 11-117, 11-118 requiring the Iowa Department of Homeland Security and Emergency Management, the Iowa Department of Transportation, the Iowa Department of Public Safety, the Iowa Department of Health and Human Services, the Iowa Department of Natural Resources and other state agencies involved in the response to this disaster emergency to procure goods and services through a competitive selection process. Suspension of these provisions is limited to the duration of this proclamation and is further limited to procurements which are necessary to respond to this disaster emergency.

SECTION FIVE. I temporarily extend the suspension of Iowa Code § 321.449 pertaining to hours of service for disaster repair crews and drivers delivering goods and services while responding to disaster sites during the duration of this disaster, subject to these conditions:

- A. Nothing contained in this proclamation shall be construed as an exemption from the controlled substances and alcohol use and testing requirements under 49 CFR Part 382, the commercial drivers' license requirements under 49 CFR Part 383, the financial responsibility requirements of 49 CFR Part 387, or any other portion of the Code of Federal Regulations not specifically identified in this proclamation.
- B. No motor carrier operating under the terms of this proclamation shall require or allow a fatigued or ill driver to operate a motor vehicle. A driver who informs a carrier that he or she needs immediate rest shall be given at least ten consecutive hours off duty before the driver is required to return to service.
- C. Upon the request of a driver, a commercial motor carrier operating under this proclamation must give a driver at least thirty-four (34) consecutive hours off when the driver has been on duty for more than seventy (70) hours during any eight consecutive days.
- D. Motor carriers that have an out-of-service order in effect may not take advantage of the relief from regulations that this declaration provides under title 49 CFR § 390.23.
- E. Upon the expiration of the effective date of this proclamation, or when a driver has been relieved of all duty and responsibility to provide direct assistance to the emergency effort, a driver that has had at least thirty-four (34) consecutive hours off duty shall be permitted to start his or her on-duty status hours and 60/70 hour clock at zero.

SECTION SIX. I temporarily extend the suspension of Iowa Code §§ 321.463(6) (a) and (b) and 321E.29 and Iowa Admin. Code 761-511, to the extent those provisions restrict the movement of loads related to disaster repairs on all highways within Iowa, excluding the interstate system, and require a permit to transfer such loads, when such loads:

- F. Do not exceed a maximum of 90,000 pounds gross weight,
- G. Do not exceed by more than twelve and one-half percent (12.5%) the maximum axle weight limit determined under the non-primary highway maximum gross weight table in Iowa Code § 321.463(6) (b),
- H. Do not exceed the legal maximum axle weight limit of 20,000 pounds, and
- I. Comply with posted weight limits on roads and bridges.
- J. Pursuant to Iowa Code § 29C.6(6), I hereby temporarily suspend the regulatory provisions of Iowa Code § 321.463(6)(a) and (b) and Iowa Admin. Code chapter 761-511, to the extent that those provisions restrict the movement of overweight loads of soybeans, corn, hay, straw, silage, stover, fertilizer (dry, liquid, and gas), and manure (dry and liquid) and require a permit to transport such loads.
- K. Suspension of these provisions applies to loads transported on all highways within Iowa, excluding the interstate system, and those which do not exceed a maximum of 90,000 pounds gross weight, do not exceed the maximum axle weight limit determined under the non-primary highway maximum gross weight table in Iowa Code § 321.463 (6) (b), by more than twelve and one-half percent (12.5%), do not exceed the legal maximum axle weight limit of 20,000 pounds, and comply with posted limits on roads and bridges.
- L. This action is intended to allow vehicles transporting soybeans, corn, hay, straw, silage, stover, fertilizer (dry, liquid, and gas), and manure (dry and liquid) to be overweight, not exceeding 90,000 pounds gross weight, without a permit, but only for the duration of this proclamation.
- M. Nothing contained in this declaration shall be construed as an exemption from any other portion of the Iowa Code or Iowa Administrative Code not specifically identified in this proclamation.
- N. The Iowa Department of Public Safety is hereby directed to monitor the operation of this proclamation to assure the public's safety and facilitate the movement of trucks involved in our state's planting season.

SECTION SEVEN. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.42(2)(b) prescribing a five (5) day waiting period for issuance of a replacement copy of an original certificate of title to the owner of a vehicle, as applied to an owner whose original certificate of title was lost or destroyed as a result of the above-described severe weather and flooding. A written statement by the owner, in or appended to the owner's application for replacement copy of original certificate of title, confirming that the original certificate of title was lost or destroyed as a result of the above-described severe weather and flooding shall be required to invoke this suspension. Iowa Code § 29C.6 (6).

SECTION EIGHT. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.42(2)(a) prescribing a fee for issuance of a replacement copy of an original certificate of title, as applied to an owner or lienholder whose original certificate of title was lost or destroyed as a result of the above-described severe weather and flooding. A written statement by the owner or lienholder, in or appended to the owner's or lienholder's application for replacement copy of original certificate of title, confirming that the original certificate of title was lost or destroyed as a result of the above-described severe weather and flooding shall be required to invoke this suspension. Iowa Code § 29C.6 (6).

SECTION NINE. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.42(1) prescribing a fee for issuance of a replacement registration card, plate or pair of plates, as applied to any registration card, plate or pair of plates lost in or made illegible as a result of the above-described severe weather and flooding. A written statement by the owner, in or appended to the application for same, confirming that the registration card, plate or pair of plates was lost or made illegible as a result of the above-described severe weather and flooding shall be required to invoke this suspension. Iowa Code § 29C.6 (6).

SECTION TEN. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.195 prescribing a fee for issuance of a duplicate or substitute driver's license or non-operator's identification card as applied to a person whose driver's license or non-operator's identification card was lost or destroyed in any one of the previously declared disaster counties as a result of the above-described severe weather and flooding. A written statement by the person, in or appended to the person's application for same, confirming that the person's driver's license or non-operator's identification card was lost or destroyed in any one of the disaster counties as a result of the above-described severe weather and flooding shall be required to invoke this suspension. Iowa Code § 29C.6 (6).

SECTION ELEVEN. The suspension extensions listed in sections "seven" to "ten" above apply to original certificates of title, registration cards, plates or pairs of plates, driver's licenses or non-operator's identification cards issued in any of the counties of Iowa, and may be relied upon by the treasurers of any of the counties of Iowa, so long as the respective loss, destruction, or illegibility occurred in any one of the disaster counties as a result of the above-described severe weather and flooding.

SECTION TWELVE. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 322.5(1)(a) prescribing a fee for any additional car lot established by an affected new or used motor vehicle dealer to cope with said emergency and waive the requirement that such car lot be in the city or township in which the principal place of business is located; provided, however, that any such car lot established by an affected new or used motor vehicle dealer must remain within the same community as defined in Iowa Code § 322a(1)(2) and provided further that any such lot established by an affected dealer, new or used, must remain in the same county as the principal place of business or an Iowa county adjacent thereto. Iowa Code § 29C.6(6).

SECTION THIRTEEN. I temporarily extend the suspension of the regulatory provisions of Iowa Code § 322C.4(1) prescribing a fee for any additional travel trailer lot established in addition to the principal place of business by an affected travel trailer dealer to cope with said emergency and waive the requirement that such travel trailer lot be in the city or township in which the principal place of business is located; provided, however, that any such travel trailer lot established by an affected travel trailer dealer be in the same county as the principal place of business or an Iowa county adjacent thereto. Iowa Code § 29C.6(6).

SECTION FOURTEEN. I temporarily extend the suspension of the regulatory provisions of Iowa Code section § 321H.2(3) and Iowa Code § 321H.4(2) prescribing a separate license be obtained by an affected recycler for each county in which an affected recycler conducts business and waive the requirement for a separate license to be obtained by an affected recycler who has established an extension lot to cope with said emergency and waive the requirement that such extension be in the same county as the principal place of business or an Iowa county adjacent thereto. Iowa Code § 29C.6(6).

SECTION FIFTEEN. Pursuant to Iowa Code § 29C.6 (6), I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.39 prescribing expiration dates for vehicle registration, registration cards, and registration plates as applied to a person whose vehicle registration, registration card, or registration plate is expired. Suspension of this provision is limited to vehicle registration, registration cards, and registration plates which have expired within the 60 days prior to this Proclamation or during the duration of this Proclamation or any subsequent extension of this proclamation. This suspension applies to Clay County vehicle registrants only and will end on August 16, 2024, or the expiration date of this proclamation, or any extension of this proclamation, whichever is later.

SECTION SIXTEEN. Pursuant to Iowa Code § 29C.6 (6), I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.46 prescribing a transferee of a new motor vehicle shall apply for a new registration and certificate of title within 30 days of the purchase. This suspension applies to Clay County applicants only and will end on August 16, 2024, or the expiration date of this proclamation, or any extension of this proclamation, whichever is later.

SECTION SEVENTEEN. Pursuant to Iowa Code § 29C.6 (6), I temporarily extend the suspension of the regulatory provisions of Iowa Code § 321.25 prescribing a vehicle may be

operated upon the highways of this state without registration plates for a period of 45 days after the date of delivery of the vehicle to the purchaser from a dealer. This suspension applies to Clay County vehicle registrants only and will end on August 16, 2024, or the expiration date of this proclamation, or any extension of this proclamation, whichever is later.

SECTION EIGHTEEN. I temporarily extend the suspension of the provisions of Iowa Code §§ 321G.6(3) and 321G.30(1) prescribing fees for the issuance of duplicate registrations and certificate of title for snowmobiles as a result of this disaster. A written statement by the owner, in or appended to the application for the same, confirming that the certificate of title was lost or made illegible in a disaster county and as a result of the disaster, shall be required to invoke this suspension. Persons affected by this section must submit documentation to the county recorder in which the property was originally titled and/or registered to have their fees waived under this Proclamation.

SECTION NINETEEN. I temporarily extend the suspension of the provisions of Iowa Code §§ 321I.7(3) and 321I.32(1) prescribing fees for the issuance of duplicate registrations and certificate of title for all-terrain vehicles as a result of this disaster. A written statement by the owner, in or appended to the application for the same, confirming that the certificate of title was lost or made illegible in a disaster county and as a result of the disaster, shall be required to invoke this suspension. Persons affected by this section must submit documentation to the county recorder in which the property was originally titled and/or registered to have their fees waived under this Proclamation.

SECTION TWENTY. I temporarily extend the suspension of the provisions of Iowa Code §§ 462A.5 and 462A.78 prescribing fees for the issuance of duplicate registrations and certificates of title for vessels as a result of this disaster. A written statement by the owner, in or appended to the application for the same, confirming that the certificate of title was lost or made illegible in a disaster county and as a result of the disaster, shall be required to invoke this suspension. Persons affected by this section must submit documentation to the county recorder in which the property was originally titled and/or registered to have their fees waived under this Proclamation.

SECTION TWENTY-ONE. I temporarily extend the suspension of the provisions of Iowa Code §§ 483A.14 and 483A.27 prescribing Department of Natural Resources fees for the issuance of duplicate licenses for hunting, fishing, and trapping licenses and duplicate hunter safety certificates in a disaster and as a result of the disaster. A written statement by the licensee or certificate holder confirming that the license or hunter safety certificate was lost or made illegible in a disaster county and as a result of the disaster, shall be required to invoke this suspension. Persons affected by this subsection must submit documentation to the Department of Natural Resources to have their fees waived under this section. Those seeking duplicate licenses from private license agents who utilize the electronic licensing system of Iowa may not be eligible for a waiver under this Proclamation.

SECTION TWENTY-TWO. I temporarily extend the suspension of the regulatory provisions of Iowa Code section 144.46, and any provisions of the Iowa Administrative Code implementing those provisions, to the extent they impose a fee collected by the State Registrar of Vital Statistics or a county recorder's office for a certified copy or short form certification of a certificate or record, a search of the files or records when no copy is made, or when no record is found on file, so long as a person is attempting to replace records lost, destroyed, or rendered illegible as a result of the above-described severe weather and flooding. Iowa Code § 29C.6(6).

SECTION TWENTY-THREE. I temporarily extend the suspension of the regulatory provisions of Iowa Code section 239B.2, and Iowa Admin. Code 441-40.27(239B), related to the six-month review requirement for family investment program applicants that have been impacted as a result of the above-described severe weather and flooding. Suspension of this provision is limited to the duration of this proclamation. Iowa Code § 29C.6(6).

SECTION TWENTY-FOUR. I temporarily extend the suspension of the regulatory provisions of Iowa Code section 455E(2)(b)(2)(b)(i), which requires counties to submit applications for appropriated grants to counties funding. Suspension of these provision is limited for counties impacted as a result of the above-described severe weather and flooding and is further limited to the duration of this proclamation. Iowa Code § 29C.6(6).

SECTION TWENTY-FIVE. I temporarily extend the suspension of the regulatory provisions of Iowa Code section 237A.3A3(d) requiring child development homes be located in a single-family residence to allow for licensed child development homes that have been impacted as a result of the above-described severe weather and flooding to temporarily relocate to other suitable locations. Suspension of this provision is limited to the duration of this proclamation. Iowa Code § 29C.6(6).

SECTION TWENTY-SIX. Pursuant to Iowa Code § 29C.6(6), I temporarily extend the suspension of the regulatory provisions of the following licensed professions to the extent that members of the following professions who hold a current, active license in good standing in another United States jurisdiction and who are acting on a temporary basis to aid disaster victims or provide emergency services in an area in which a state of disaster emergency has been proclaimed pursuant to Iowa Code section 29C.6 are not required to hold an active Iowa license when acting in the course and scope of such temporary emergency response: architecture (Iowa Code chapter 544A); engineering or land surveying (Iowa Code chapter 542B); social work (Iowa Code chapter 154C); psychology (Iowa Code chapter 154B); marital and family therapy (Iowa Code chapter 154D); and mental health counseling (Iowa Code chapter 154D).

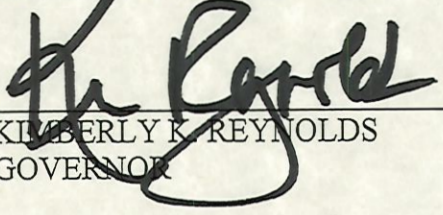
SECTION TWENTY-SEVEN. Pursuant to Iowa Code § 29C.6(6), I temporarily extend the suspension of the regulatory provisions of Iowa Code sections 544A.8, 544A.9, 544A.15, and 542B.1, and administrative rules promulgated thereunder, requiring a current, active Iowa license to practice architecture and engineering to the extent that the individuals practicing architecture and engineering hereunder meet educational, experience, and training requirements to obtain an Iowa license and are acting on a temporary basis to aid disaster victims or provide emergency services in an area in which a state of disaster emergency has been proclaimed pursuant to Iowa Code section 29C.6.

SECTION TWENTY-EIGHT. Pursuant to Iowa Code § 29C.6(6), I temporarily extend the suspension of the regulatory provisions of Iowa Code § 103.32(1), (3) requiring state electrical inspection fees be due and payable at or before commencement of the installation and requiring minimum fees when a state inspection is requested by a property owner to the extent said inspections are performed in response to and in aid of residential disaster victims. Iowans should not expect that this suspension will be extended beyond August 21, 2024.

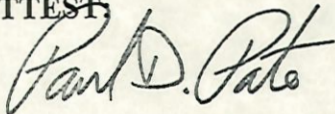
SECTION TWENTY-NINE. This state of disaster emergency shall be effective immediately, shall continue for thirty (30) days, and shall expire on August 21, 2024, unless sooner terminated or extended in writing by me. Iowa Code § 29C.6(6).



IN TESTIMONY WHEREOF, I HAVE
HEREUNTO SUBSCRIBED MY NAME AND
CAUSED THE GREAT SEAL OF THE STATE
OF IOWA TO BE AFFIXED AT DES MOINES,
IOWA THIS TWENTY-SECOND DAY OF
JULY IN THE YEAR OF OUR LORD TWO
THOUSAND TWENTY-FOUR


KIMBERLY K. REYNOLDS
GOVERNOR

ATTEST:



PAUL D. PATE
SECRETARY OF STATE