

Executive Department

State of California

EXECUTIVE ORDER B-59-18

WHEREAS in October 2017, I proclaimed States of Emergency to exist in Lake, Mendocino, Napa, and Sonoma Counties due to the numerous wildfires burning in those counties; and

WHEREAS in December 2017, I proclaimed States of Emergency to exist in Santa Barbara and Ventura Counties due to the Thomas Fire burning in those counties; and

WHEREAS in July 2018, I proclaimed States of Emergency to exist in Shasta, Lake, Mendocino, and Siskiyou Counties due to the numerous wildfires burning in those counties; and

WHEREAS on April 13, 2018, I issued Executive Order B-51-18 extending price gouging protections for Lake, Mendocino, Napa, and Sonoma Counties through December 4, 2018; and

WHEREAS on April 13, 2018, I issued Executive Order B-50-18 extending price gouging protections for Santa Barbara and Ventura Counties through December 4, 2018; and

WHEREAS on August 9, 2018, I issued Executive Order B-53-18 extending price gouging protections for Shasta, Lake, Mendocino, and Siskiyou counties through December 4, 2018; and

WHEREAS recovery efforts are ongoing in these counties and it is imperative protections remain in place to ensure communities impacted by these wildfires are able to fully recover; and

WHEREAS under the provisions of section 8571 of the Government Code, I find that strict compliance with the various statutes and regulations specified in this order would prevent, hinder, or delay the mitigation of the effects of the wildfires.

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with the authority vested in me by the Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT the provisions of Penal Code section 396, subdivisions (b) and (c), prohibiting price gouging in time of emergency, will remain in effect until May 31, 2019 in Lake, Mendocino, Napa, Santa Barbara, Shasta, Siskiyou, Sonoma, and Ventura counties. The time period limitations under those subdivisions are hereby waived.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

I FURTHER DIRECT that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 28th day of November 2018.


EDMUND G. BROWN JR.
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State