

**EXECUTIVE ORDERS, PROCLAMATIONS OF  
GENERAL APPLICABILITY, AND STATEMENTS  
ISSUED BY THE GOVERNOR  
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

**EXECUTIVE ORDER 2000-20**  
Supersedes Executive Order 2000-3  
**GOVERNOR'S BROWN CLOUD SUMMIT**

**WHEREAS**, the Valley of the Sun has made significant strides in improving air quality, with no measured violations of the National Ambient Air Quality Standards for carbon monoxide and ozone in 1997, 1998 and 1999 and thus far in 2000; and

**WHEREAS**, implementation of the recommendations of the Governor's Air Quality Strategies Task Forces appointed in 1996 and 1997 contributed to this success; and

**WHEREAS**, the Valley of the Sun must demonstrate attainment of the particulate matter standard by 2006; and

**WHEREAS**, the Valley of the Sun must also demonstrate maintenance of the carbon monoxide and ozone standards, and continue to achieve healthful air for these pollutants through 2015; and

**WHEREAS**, elevated levels of ozone and carbon monoxide pollution can worsen respiratory problems, including bronchitis, emphysema and asthma, while creating breathing problems for otherwise healthy individuals, particularly the elderly and young children; and

**WHEREAS**, improving the health of citizens and visitors, along with providing them the opportunity to more clearly view Arizona's spectacular vistas improves the quality of life and economic well-being in the Valley of the Sun; and

**WHEREAS**, carbon particles and nitrogen dioxide gas create the brown color of the haze that hangs over the Valley of the Sun, referred to as the "brown cloud"; and

**WHEREAS**, visibility measurements taken over the course of the past four years show a substantial increase in the density of the brown cloud, particularly on days when citizens and visitors should be able to see most clearly, but increasingly cannot; and

**WHEREAS**, citizens of the Valley of the Sun have shown an interest in and concern with the brown cloud, and seek action to further protect public health and improve visibility; and

**WHEREAS**, the Grand Canyon Visibility Transport Commission, with the State of Arizona in a lead role, adopted specific local visibility improvement strategies for the western United States; and

**WHEREAS**, the Western Regional Air Partnership is working to facilitate implementation of the recommendations of the Grand Canyon Visibility Transport Commission; and

**WHEREAS**, strategies that improve urban visibility may lead to additional reductions in ozone and particulate matter pollution, further protecting the health of our citizens; and

**WHEREAS**, the complexity of the problem and need for new strategies necessitate timely action to assist in the evaluation of potential measures to reduce the brown cloud, and to assess its impacts on related pollutants, health hazards, urban visibility, quality of life and the economy;

**NOW, THEREFORE**, I, Jane Dee Hull, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of the State, do hereby establish the Governor's Brown Cloud Summit to identify and examine strategies to improve visibility in the Valley of the Sun, which, in turn, will enhance the well-being of the State's residents.

1. The Brown Cloud Summit shall be comprised of not fewer than 20 members appointed by the Governor. The Chairman shall be appointed by the Governor.
2. Members appointed by the Governor shall serve at the pleasure of the Governor.
3. Members may name non-voting alternates to represent them at Summit meetings.

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4. The Brown Cloud Summit shall:
  - a. Identify strategies to improve visibility in the Valley of the Sun, recognizing the relationship to ozone and particulate matter, and considering the interactions between these pollutants and the measures to control them. In so doing:
    - 1) The Summit shall consider all control measures recommended in the February 17, 1998, Report of the Governor's Air Quality Strategies Task Force that have not been implemented, and all control measures considered, but not recommended.
    - 2) The Summit shall review measures that would improve urban visibility that are either under consideration or currently implemented in other states and evaluate their feasibility in Arizona.
    - 3) The Summit shall prepare a report to the Governor describing the process and methods used to evaluate potential measures and make recommendations on implementation of measures. Each recommendation shall include a time line for implementation, identification of the parties responsible for implementation, an evaluation of cost effectiveness, and a means to evaluate the success of each measure.
    - 4) The Summit shall assess the impact of implementation of recommended measures on those sectors of the economy directly affected and, to the extent feasible, the economy of Maricopa County, neighboring communities and the State.
  - b. Where possible, consider the relationship of potential measures to the recommendations of the Grand Canyon Visibility Transport Commission and the work of the Western Regional Air Partnership.
  - c. Solicit and receive comments from citizens, governmental agencies and other affected parties, on an ongoing basis and as an official part of each Summit meeting.
  - d. Develop proposals for legislative, regulatory, administrative, voluntary and local government action. Advocate for and assist in the adoption and implementation of these strategies.
5. Prepare a draft report addressing the topics and issues identified in section 4 above, and provide a public review and comment period of at least 2 weeks. An Interim of final report shall be completed on or before December 15, 2000. If an interim report is submitted, the Summit shall complete Arizona final report on a date determined by the Chair.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

**Jane Dee Hull**  
**Governor**

**DONE** at the Capitol in Phoenix on this Twenty-Fourth Day of October Two Thousand and of the Independence of the United States of America the Two Hundred and Twenty-fourth.

**ATTEST:**

**Betsey Bayless**  
**Secretary of State**

**\* IN ACCORDANCE WITH ESTABLISHED EMERGENCY PROCEDURES\***

**WHEREAS**, severe thunderstorms and heavy rains throughout the State of Arizona began October 21, 2000 and continuing, caused flooding throughout La Paz and Maricopa Counties; and

**WHEREAS**, damage to family dwellings, street closures, shelters open to accommodate displaced citizens, and utility outages created a life threatening situation; and

**WHEREAS**, recovery from the storm event is above and beyond the capabilities of La Paz and Maricopa Counties; and

**WHEREAS**, the Governor is authorized to declare an emergency pursuant to A.R.S. §26.303.d; and

**WHEREAS**, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. §35-192, as amended;

**NOW, THEREFORE** I, Betsey Bayless, Acting Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State, do hereby determine the excessive rains and flooding in La Paz and Maricopa Counties justify a declaration of a State of Emergency, pursuant to A.R.S. §26.303.d, and I do hereby:

- a. Declare that a State of Emergency exists in La Paz and Maricopa Counties due to heavy rains and flooding effective October 21, 2000 and continuing; and
- b. Direct that the sum of \$200,000 from the General Fund be made available to the Director of the State Division of Emergency Management to be expended in accordance with A.R.S. §35-192, A.A.C. R8-2-301 to 321, Executive Order 79-4; and
- c. Direct that the State Emergency Operations Plan be used to direct and control state and other assets; and direct that the Director of the Division of Emergency Management is authorized to coordinate state assets; and
- d. Authorize the Adjutant General to mobilize and activate all or such part of the National Guard as is determined necessary to assist in the protection of life and property throughout the State.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

**Betsey Bayless**  
Acting Governor

**DONE** at the Capitol in Phoenix on this twenty-third day of October in the Year Two Thousand and of the Independence of the United States of America the Two Hundred and Twenty-fourth.

ATTEST:

**Warren Whitney**  
Acting Secretary of State