

28 (b) A local emergency shall not be continued or renewed for a period in excess of 30
29 days except by or with the consent of the governing body of the political subdivision.

30 (c) Any order or proclamation declaring, continuing, or terminating a local emergency
31 shall be filed promptly with the office of the clerk of the affected political subdivision.

32 (2) A declaration of a local emergency:

33 (a) constitutes an official recognition that a disaster situation exists within the affected
34 political subdivision;

35 (b) provides a legal basis for requesting and obtaining mutual aid or disaster assistance
36 from other cities, counties, or from the state or federal government [~~disaster assistance~~];

37 (c) activates the response and recovery aspects of any and all applicable local disaster
38 emergency plans; and

39 (d) authorizes the furnishing of aid and assistance in relation to the proclamation.

40 (3) A local emergency proclamation issued under this section shall state:

41 (a) the nature of the local emergency;

42 (b) the area or areas that are affected or threatened; and

43 (c) the conditions which caused the emergency.

44 (4) The emergency declaration process within the state shall be as follows:

45 (a) a city, town, or township shall declare to the county;

46 (b) a county shall declare to the state;

47 (c) the state shall declare to the federal government; and

48 (d) a tribe, as defined in Section 23-13-12.5, shall declare as determined under the

49 Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121 et seq.

49a **H→ (5) Nothing in this part affects:**

49b **(a) the governor's authority to declare a state of emergency under Section 63K-4-203; or**

49c **[(b)the authority or responsibility of a political subdivision in an emergency.]**

49d **(b) the duties, requests, reimbursements, or other actions taken by a political**

49e **subdivision participating in the state-wide mutual aid system pursuant to Title 53, Chapter 2,**

49f **Part 5, "Statewide Mutual Aid Act."** ←H

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