STATE OF MONTANA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER No. 2-2021

EXECUTIVE ORDER ESTABLISHING A STATE OF EMERGENCY

WHEREAS, COVID-19, a respiratory disease that can result in serious illness or death, is caused by SARS-CoV-2 Virus, which is a new strain of Coronavirus that had not been previously identified in humans and can easily spread from person-to-person;

WHEREAS, the Center for Disease Control (CDC) identifies the potential public health threat posed by COVID-19 both globally and in the United States as "high," and has advised that person-to-person spread of COVID-19 will continue to occur globally, including within the United States;

WHEREAS, the Montana Department of Public Health and Human Services (DPHHS) recognizes COVID-19 as a threat to the health of Montana residents;

WHEREAS, proactive mitigation measures to slow the spread of the virus is in the best interests of the State of Montana and its people;

WHEREAS, on March 13, 2020, the President of the United States declared a national state of emergency due to a nationwide outbreak of COVID-19;

WHEREAS, under Montana law, Mont. Code Ann. § 10-3-302(3), a declaration of emergency by the President of the United States establishes continuing conditions of emergency;

WHEREAS, Montana law also authorizes the State to coordinate and direct a coordinated public health response to communicable disease outbreaks as specified in Title 50, MCA; and

WHEREAS, under these conditions pursuant to Mont. Code Ann. §§ 10-3-302, 10-3-311, and 10-3-312, the Governor may mobilize state resources to protect life, health, and property and may expend funds up to the amount determined by the Office of Budget and Program Planning to meet contingencies and needs arising from these conditions.

NOW, THEREFORE, I, GREG GIANFORTE, Governor of the State of Montana, pursuant to the authority vested in me under the Constitution, Mont. Code Ann. §§ 10-3-103, 10-3-104, 103-302, and any other applicable statutes, do hereby rescind Executive Order 2-2020 and 3-2020 and declare that a statewide emergency running concurrent to the emergency declaration of the President of the United States exists.

THIS ORDER is effective immediately.

GIVEN under my hand and the GREAT SEAL of the State of Montana this 13 day of January, 2021

GREG GIANFORTE, Governor

ATTEST:

CHRISTI JACOBSEN, Secretary of State