



2.0 OFFICIAL RECORD OF ADOPTION

The purpose of this section is to provide an overview of the Disaster Mitigation Act of 2000. This includes a review of the requirements, City adoption and supporting documentation.

2.1 DMA 2000 REQUIREMENTS

The Disaster Mitigation Act of 2000 (DMA 2000) (P.L. 106-390) provides an opportunity for States, Tribes, and local governments to take a new and revitalized approach to mitigation planning. DMA 2000 amended the Robert T. Stafford Disaster Relief and Emergency Assistance Act (the Act) by repealing the previous Mitigation Planning section (409) and replacing it with a new Mitigation Planning section (322). This new section emphasizes the need for State, Tribal, and local entities to closely coordinate mitigation planning and implementation efforts. It continues the requirement for a State mitigation plan as a condition of disaster assistance, and creates incentives for increased coordination and integration of mitigation activities at the State level through the establishment of requirements for two different levels of State plans: "Standard" and "Enhanced." States that demonstrate an increased commitment to comprehensive mitigation planning and implementation through the development of an approved Enhanced State Plan can increase the amount of funding available through the Hazard Mitigation Grant Program (HMGP). Section 322 also established a new requirement for Local Mitigation Plans, and authorized up to 7% of HMGP funds available to a State to be used for development of State, Tribal, and Local Mitigation Plans.

To implement the DMA 2000 planning requirements, FEMA published an Interim Final Rule (the Rule) in the Federal Register on February 26, 2002. This Rule (44 CFR Part 201) established the mitigation planning requirements for States, Tribes, and local communities. Normally FEMA publishes a proposed rule for public comment before publishing a final rule. This process can result in a lengthy comment and response period, during which the proposed rule is not legally effective or enforceable. Because certain types of Stafford Act assistance are conditioned on having an approved mitigation plan, FEMA wanted to publish an effective rule providing the DMA 2000 planning requirements in order to position State and local governments to receive these mitigation funds as soon as possible.

**TABLE 2-1
DMA 2000 REQUIREMENTS - PREREQUISITES**

Adoption by the Local Governing Body	
Requirement §201.6(c)(5): [The local hazard mitigation plan shall include] documentation that the plan has been formally adopted by the governing body of the jurisdiction requesting approval of the plan (e.g., City Council, County Commissioner, Tribal Council).	
Element	
A.	Has the local governing body adopted the plan?
B.	Is supporting documentation, such as a resolution, included?

Source: FEMA March 2004.

2.2 ADOPTION BY THE LOCAL GOVERNING BODY AND SUPPORTING DOCUMENTATION

The Paso Robles Hazard Mitigation Plan meets the requirements of Section 409 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 (Stafford Act) and Section 322 of the Disaster Mitigation Act of 2000 (DMA 2000). This includes meeting the requirement that the Plan be adopted by the City of Paso Robles.



The City of Paso Robles Hazard Mitigation Plan has been prepared by the Paso Robles Hazard Mitigation Planning Team (HMPT) and adopted by the Paso Robles City Council via resolution, which is attached as Appendix D.