



## Section 8: Approval and Adoption

*What's new* (summary of updated information) ...

- This section remains unchanged.

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### 8.1: Interim Final Rule Requirement for Plan Adoption

The Interim Final Rule (201.4 (c) (6)) requires the State Hazard Mitigation Plan to include the following elements.

- "A Plan Adoption Process.* The plan must be formally adopted by the State prior to submittal to FEMA for final review and approval. "
- "Assurances.* The plan must include assurances that the State will comply with all applicable Federal statutes and regulations in effect with respect to the periods for which it receives grant funding, in compliance with 44 CFR 13.11(c). The State will amend it plan whenever necessary to reflect changes in State or Federal laws and statutes as required in 44 CFR 13.11(d)."

### 8.2: Plan Adoption by the State of New Jersey

The State Hazard Mitigation plan update was prepared and approved by the State Hazard Mitigation Team. The completed Plan is considered a DRAFT until it is adopted by the Governor. The Draft, on its way to approval, follows the following route:

1. Forwarded to and approved by the State Director of Emergency Management and the Office of the Attorney General.
2. Once reviewed and approved it will then be forwarded to FEMA Region 2 for initial review then
3. Approved by the Governor.

The procedure is pursuant to Executive Order 115 (Florio), this plan is the State's "comprehensive plan for the reduction of natural hazards."

The State of New Jersey hereby assures and certifies that it will comply with the FEMA regulations, policies, guidelines and requirements including OMB's Circulars No. A-95 and A-102, and 44 Code of Federal Regulations, Part 13, as they relate to any approved projects or grants, acceptance and use of Federal funds for any Federally-assisted project.



## 8.3: Authorities and References

### 8.3.1: Authorities

The following statutes and Executive Orders establish and define the authority of this State Hazard Mitigation Plan:

- Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended
- New Jersey Civil Defense and Disaster Control Act
- Executive Order #39 (Driscoll), Governor Driscoll, January 14, 1954
- Executive Order #12 (Cahill), Development of Department Emergency Plans, Governor Cahill, December 3, 1970.
- Executive Order #101 (Byrne), Establishment of Office of Emergency Management, Governor Byrne, December 17, 1980.
- Executive Order #115 (Florio), Establishment of Interagency State Mitigation Team, Governor Florio, January 14, 1994.

### 8.3.2: References

The State Hazard Mitigation Plan draws extensively on the following sources of data and other information:

- FEMA Multi-Hazard Mitigation Planning Guidance under the Disaster Mitigation Act of 2000, March 2004
- The Fire Management Assistance Grant Program as authorized under the Robert T. Stafford Disaster Relief Act, P.L. 93-288 as amended, and 44 CFR § 204.
- FEMA State and Local Mitigation Planning How-To Guide #1: Getting Started: Building Support For Mitigation Planning (FEMA 386-1)
- FEMA State and Local Mitigation Planning How-To Guide #2 - Understanding Your Risks: identifying hazards and estimating losses (FEMA 386-2)
- FEMA State and Local Mitigation Planning How-To Guide #3: Developing The Mitigation Plan; Identifying Mitigation Actions And Implementing Strategies (FEMA 386-3)
- FEMA State and Local Mitigation Planning How-To Guide #4: Bringing the Plan to Life: Implementing the Hazard Mitigation Plan (FEMA 386-4)
- HAZUS MH, version 1.0, January 2004.
- State of New Jersey Hazard Mitigation Strategy Reports for DR-1337/1295/1145/1189/1206-NJ
- State of New Jersey State All Hazards Plan for 2005 and 2008
- State of New Jersey Emergency Operations Plan
- Insurance Services Offices, Inc., March 2000
- National Weather Service, Mt. Holly, NJ Forecast Office, March 2000 and March 2004.
- The American Red Cross, Bergen County Chapter, NJ, March 2000, March 2001.

## 8.4: Assurances

As part of its formal adoption of this Plan update, the State of New Jersey asserts that it will comply with all applicable Federal statutes and regulations in effect with respect to the periods for which it receives grant funding, in compliance with 44 CFR 13.11(c). The State also asserts that it will amend its plan whenever necessary to reflect changes in State or Federal laws and statutes as required in 44 CFR 13.11(d).



## 8.5: Adoption Documents

By agreement between FEMA Region II and NJOEM the official adoption documents will be provided after FEMA's final review and conditional approval of the Plan. The documents are in Plan Appendix Q.