

STATE OF MINNESOTA

Executive Department



Governor Tim Walz

Emergency Executive Order 20-67

Implementing and Coordinating Cooperative Firefighting, Health, and Peace Officer Assistance

I, Tim Walz, Governor of the State of Minnesota, by the authority vested in me by the Constitution and applicable statutes, issue the following Executive Order:

On May 25, 2020, George Floyd died while in custody of the Minneapolis Police Department. Since Mr. Floyd's death, thousands of Minnesotans have expressed their frustration in a peaceful and constructive manner. Unfortunately, some individuals have engaged in unlawful and dangerous activity, including acts of arson, rioting, looting, and damaging public and private property. These activities present a clear and present danger to life and property in Minnesota.

The Cities of Minneapolis and Saint Paul have activated their emergency operations plans, and the mayors of both cities have requested assistance to help provide security and restore safety. In response to that request and to the widespread civil unrest and unlawful activity in Minneapolis, Saint Paul, and surrounding communities, I declared a peacetime emergency and activated the Minnesota National Guard on May 28, 2020. I also imposed nighttime curfews in Minneapolis and Saint Paul on May 29 and 30, 2020.

The people of Minneapolis, Saint Paul, and surrounding communities face an imminent emergency, including threats to lives and property. To preserve lives and property, we need assistance from neighboring jurisdictions. We are fortunate to have already received offers of assistance from other cities in Minnesota.

In Minnesota Statutes 2019, section 12.02, the Minnesota Legislature conferred upon the Governor emergency powers to "generally protect the public peace, health, and safety" and "preserve the lives and property of the people of the state." Pursuant to Minnesota Statutes 2019, section 12.21, subdivision 1, the Governor has general authority to control the State's emergency management and to carry out the provisions of Minnesota's Emergency Management Act.

Pursuant to Minnesota Statutes 2019, section 12.33, subdivision 1, "when the public interest requires it because of an imminent emergency," the Governor may "authorize and direct the police, firefighting, health, or other force of a political subdivision" to assist another political

subdivision and “to take and use the personnel, equipment, and supplies of the sending political subdivision as the governor may direct.”

In addition, Minnesota Statutes 2019, section 12.21, subdivisions 2 and 3(5), authorize the Governor to cooperate with other states “in all matters of emergency management of this state” and to enter into “cooperative agreements with other states.” Minnesota Statutes 2019, section 12.21, subdivision 3, authorizes the Governor to “make, amend, and rescind the necessary orders and rules to carry out the provisions” of Minnesota Statutes 2019, Chapter 12.

For these reasons, I order as follows:

1. Upon the approval of the Commissioner of Public Safety, police, firefighting, health, or other forces of political subdivisions that have offered assistance are authorized and directed to assist the City of Minneapolis, the City of Saint Paul, and surrounding communities. The Commissioner of Public Safety will coordinate assistance from political subdivisions to ensure effective deployment.
2. As provided in Minnesota Statutes 2019, section 626.77, I direct the Commissioner of Public Safety to request and accept assistance from peace officers from adjoining states as needed and to direct those officers personally or to delegate that direction to other peace officers.

Pursuant to Minnesota Statutes 2019, section 4.035, subdivision 2, this Executive Order is effective immediately. It remains in effect until the peacetime emergency declared in Executive Order 20-64 is terminated or until it is rescinded by proper authority.

A determination that any provision of this Executive Order is invalid will not affect the enforceability of any other provision of this Executive Order. Rather, the invalid provision will be modified to the extent necessary so that it is enforceable.

Signed on May 30, 2020.



Tim Walz
Governor

Filed According to Law:



Steve Simon
Secretary of State

Filed May 30, 2020
Office of the Minnesota
Secretary of State,
Steve Simon