

RESOLUTION NO. 23- 8861

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF PLUMAS
APPROVING THE PLUMAS COUNTY DISASTER LIVESTOCK ACCESS PASS (AG
PASS) PROGRAM**

WHEREAS, the Plumas County Agricultural Commissioner, in cooperation with the University of California Cooperative Extension, CalFire, California Highway Patrol, United States Forest Service, Plumas County Sheriff, Plumas County Office of Emergency Services, and the Plumas-Sierra Cattleman's Association wish to cause the establishment of Disaster Livestock Access Pass ("AG PASS") program as allowed in AB 1103, and

WHEREAS, this AG PASS Program will facilitate access to commercial livestock operators within evacuation zones, such as flood, fire, earthquake, etc., to care for livestock; and

WHEREAS, by utilizing the Plumas County AG PASS, law enforcement will be able to quickly identify lawful purposes of commercial livestock operators and authorize their entrance to areas otherwise restricted under Penal Code Section 409.5, to feed, water, evacuate and/or medically treat large scale commercial livestock; and

WHEREAS, the Plumas County AG PASS Program requires training of the applicants who seek to obtain an AG PASS; and

WHEREAS, through AB 1103, the legislature codified the facilitation of livestock producers' natural disaster response efforts uniformly across the state; and

WHEREAS, AB 1103 specifically provides a statewide framework for counties to adopt an AG PASS Program approved by the county board of supervisors; and

WHEREAS, as of January 1, 2022, under the state mandated AG PASS Program, ranchers and farmers may be allowed access into evacuation zones or other restricted areas to tend to livestock for purposes of feeding, watering, evacuation or medically treating large scale commercial livestock; and

WHEREAS, under AB 1103 farmers and ranchers will be required to attend training in fire behavior and emergency response protocols in order to receive an AG PASS; and

WHEREAS, in order for the Plumas County Agricultural Commissioner to provide an AG PASS Program under the statewide framework, it is necessary for the Plumas County Board of Supervisors to approve the Plumas County Agricultural Commissioner's Disaster Livestock Access Pass ("AG PASS") Program.

NOW, THEREFORE, BE IT RESOLVED that the Plumas County Board of Supervisors hereby approves the Plumas County Agricultural Commissioner's Plumas County Disaster Livestock Access Pass ("AG PASS") Program, attached hereto as Exhibit A.

I hereby certify that the foregoing is a true copy of the resolution adopted by the Board of Supervisors of Plumas County in a meeting thereof held on the 10th day of October, 2023 by the following:

Ayes: Supervisors McGowan, Goss, Engel and Hagwood

Noes:

Absent: Supervisor Ceresola



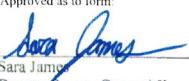
Chair, Board of Supervisors

ATTEST:



D. Clerk of the Board of Supervisors

Approved as to form:



Sara James
Deputy County Counsel II



Plumas-Sierra County Disaster Livestock Access Program

The purpose of this letter is to introduce to you the Plumas-Sierra County Disaster Livestock Access Program, the registration process, and training requirements. Following the fires in our communities and adjacent counties, partner agencies supported the development of a systemic program to provide options for commercial livestock operators to access restricted areas following a natural disaster to provide care for livestock.

In coordination with local agencies, the University of California Cooperative Extension (“UCCE”) and the Plumas-Sierra County Agricultural Department have established a program, through the issuance of an Livestock Access Pass, which may permit commercial agricultural livestock operators to gain entrance to evacuation zones, or other restricted areas, to provide feed, water, medical treatment, transport, and other care to large scale commercial livestock.

On pages 2 – 4, you will find an overview of the program, including specific qualifications for the Livestock Access Pass, registration information, and training requirements.

You must complete a pass application form and registration which is available online at <https://surveys.ucanr.edu/survey.cfm?surveynumber=40413> .

At this time, the Livestock Access Pass will only be valid for commercial livestock operations located in Plumas and Sierra County. This program mirrors a program launched in March 2021 in Butte County and other programs created in 2022 across the state. Collaborators are working with sister agencies in surrounding counties to implement the training and program in a broader region. **If you have documentation of completing the Ag Pass training in another county, this training will count for Plumas-Sierra County, however you must still complete the registration form above to receive a pass.**

The registration and training for the pass is being managed by Tracy Schohr, Plumas-Sierra County Livestock and Natural Resources Advisor, University of California Cooperative Extension.

Passes will be administered and approved by the Plumas-Sierra County Agricultural Commissioner’s Office.

If you have any questions, please contact Tracy Schohr, UC Cooperative Extension Livestock and Natural Resources Advisor (email: tkschohr@ucdavis.edu or tel: 916-716-2643), or Willo Vieira, Plumas-Sierra County Agricultural Commissioner (email willovieira@countyofplumas.com or tel: 530-283-6365).

Sincerely,

Handwritten signature of Tracy Schohr.

Tracy Schohr
UC Cooperative Extension

Handwritten signature of Willo Vieira.

Willo Vieira
Plumas-Sierra County Agricultural Department



Plumas-Sierra Disaster Livestock Access Program Overview

- **Commercial Livestock Operator:** For the purposes of this program, a commercial livestock operator is defined as an owner of livestock consisting of 50 head of livestock or 50 bee hives that reside in Plumas or Sierra County for at least a portion of the year, or a person who, through an agreement with that owner of livestock, has authority and is responsible to oversee the care and well-being of the owner's livestock.
- **Application for Registration:** To become enrolled in the program, a Commercial Livestock Operator will need to provide contact information, APNs of agricultural livestock sites, general season of use, livestock description and count, and other information by completing the online form at <https://surveys.ucanr.edu/survey.cfm?surveynumber=40413> .
- **Mandatory Training:** To become enrolled in the program, a Commercial Livestock Operator must complete an initial training no more than 4 hours in duration.
- **MANDATORY Training:** Initial required training will be scheduled as needed. These events will be held in person in Indian Valley and Sierra Valley. *You will receive additional information closer to the event, following registration review.* If you completed the training in another county, it will satisfy the training requirements, however you will still need to register for the pass.
- **Renewal:** To maintain a valid pass, every other year, a Commercial Livestock Operator will be required to update/confirm registration information and complete a questionnaire on utilization of the pass.
- **Livestock Access Pass:** A permit issued by the Plumas-Sierra County Agricultural Commissioner's Office to a Commercial Livestock Operator, upon submission and approval of an application for registration, which must be presented to law enforcement, fire personnel, or other emergency personnel at a point of entry in order to gain entrance to an evacuation zone, or other restricted area, caused by a natural disaster for the purpose of providing feed, water, medical treatment, transportation and other care to large scale commercial livestock or crops, subject to the discretion of the emergency personnel.
- **Conditional Access:** Decisions for access can rapidly change during a fire or other natural disaster and will be dependent on safety conditions at the time and upon approval of emergency personnel. Livestock care shall only be made during daylight hours, and all persons must immediately depart the restricted area by the same route as entry. An escort may be required in any instance and all restricted entry will be dependent on approval of onsite emergency personnel. During initial evacuation phases, do not expect to gain access to restricted areas by presenting/using the Livestock Access Pass, as during such time all efforts involve the safe removal of people. Once the situation has stabilized, which may take over 24-hours or even days, then the Livestock Access Pass will be considered an option by law enforcement, fire personnel, or the Plumas County Office of Emergency Services.

During an emergency, do not contact Plumas-Sierra Animal Control for assistance, or to notify them of your commercial livestock behind fire lines.

- **Prior Notification:** If your livestock are located in an evacuation zone, you will need to notify your interest in using the Livestock Access Pass to gain entrance by contacting Tracy Schohr, UCCE at 916-716-2643, or Willo Vieira, Plumas-Sierra County Agricultural at 530-283-6365. There will be a coordinated effort to consolidate communication with the Sheriff's Office and/or other emergency personnel; once access has been approved by law enforcement or other emergency personnel, the Commercial Livestock Access Pass holder will be notified. **DO NOT GO TO A ROADBLOCK AND ATTEMPT TO USE THE COMMERCIAL AGRICULTURAL LIVESTOCK ACCESS PASS WITHOUT PRIOR NOTIFICATION.**
- **Removal of Livestock:** If you intend to remove livestock from the evacuation zone (e.g. veterinary care, alternative location), please provide prior notification to UCCE or Plumas-Sierra County Ag Department. The intent of this term is to prevent theft of livestock during an emergency.
- **Signage:** Commercial Livestock Access Pass holders may be required to place a sign at the entrance to the property where commercial livestock are located in an effort to provide notification to emergency personnel and animal control. The sign will state the animals are under the care of "Commercial Ag Pass Holder." If this is necessary, Commercial Livestock Access Pass holders will be asked to meet a representative from UCCE or Plumas Sierra County Ag Department to obtain the sign, you will also receive one with your pass.
- **Pass Database:** The Livestock Access Pass registration database will be maintained and updated by UCCE and Plumas-Sierra County Agricultural Department. Data will be available to key agencies, including, but not limited to, California Highway Patrol, Sierra County Sheriff's Office, Plumas County Sheriff's Office, Incident Command and Plumas or Sierra County Emergency Operations Centers. The Livestock Access Pass database may also be used for other emergency issues, e.g. cattle out on the road.

During an emergency, law enforcement or other emergency personnel will be provided a current list of valid Commercial Livestock Access Pass Holders, permit numbers, along with a sample valid pass.

- **Violations of Pass:** The utilization of the Livestock Access Pass is for the purpose of providing feed, water, medical treatment, and other care to commercial livestock or crops within the evacuation zone or other restricted area during a declared emergency. Thus, if you are found outside of the scope of this purpose, then your Livestock Access Pass may be permanently revoked.
- **Insurance and Risk:** Access in an area closed to the public during a disaster may affect the coverage of your property liability insurance, vehicle or equipment insurance, and worker's compensation coverage. As you re-enter your property be aware that hazardous conditions may still exist. Program administrators, collaborators, and trainers shall not be liable for injury or death of someone participating in activities resulting from the inherent risk of re-entering damaged areas to feed, water, and medically treat livestock. The Commercial Livestock Operator submitting an application for registration, hereinafter referred to as the "Applicant/Permittee" or "A/P," understands that he or she is requesting access to restricted areas

subject to official road closure and not otherwise accessible to the public. In so requesting access, A/P acknowledges the inherent risks and hazards caused by recent catastrophic fires, including the existence of declared local health emergency, which extend to the restricted areas. A/P shall be solely responsible for the safety of those individuals covered by any Livestock Access Pass/permit issued by the County of Plumas / County of Sierra and shall be solely responsible for any damage to any equipment used by A/P during such requested access. A/P shall hold harmless the County of Plumas / County of Sierra and its officers, agents, employees, volunteers, or representatives from and against any and all liability, claims, actions, proceedings, losses, injuries, damages, or expenses of every name, kind, and description, including litigation costs and reasonable attorney's fees incurred in connection therewith, brought for or on account of personal injury (including death) or damage to equipment or property arising from A/Ps access under this pass/ permit. Further, A/P shall be solely responsible and shall hold harmless the County of Plumas / County of Sierra from any and all acts or omissions of A/P or its officers, agents, employees, volunteers, contractors, and subcontractors in accessing the above listed location. A/P further understands that any pass/permit issued covers access only to the location identified in the issued Livestock Access Pass and the direct access route to/from said location; stopping along access routes is strictly prohibited. A/P and its officers, agents, employees, volunteers or representatives shall not wander, loiter, or otherwise meander from the location listed, and shall be subject to immediate arrest for trespass into restricted areas and prosecuted to the fullest extent of the law.

- **Modifications:** To improve the program, modification can be made to the program that will be communicated to pass holders via email.

Approved as to Form:



Interim County Counsel

8/24/2023

Dated



PLUMAS COUNTY

DEPARTMENT OF AGRICULTURE / WEIGHTS & MEASURES

208 FAIRGROUNDS ROAD

QUINCY, CA 95971

P: (530) 283-6365 F: (530) 283-4210

willovieira@countyofplumas.com

Willo Vieira

Agricultural Commissioner / Sealer

Tracy Schohr

UCANR, Cooperative Extension

Year: 2023

Permit: 23-##

Driver - pass
holder Photo



Plumas County Disaster Livestock Access Pass

To the best of our knowledge, the Plumas County Agricultural Commissioner's Office has acknowledged that livestock reside at the property address/location listed below. During times of restricted access caused by a natural disaster, this pass/permit enables the owner/commercial livestock operator the ability to provide feed, water, medical treatment, and other care to large scale commercial livestock located at the address/location listed below. Care shall only be made during daylight hours, and all persons must immediately depart the restricted area by the same route as entry. Transportation of animals shall be at the discretion of law enforcement. An escort may be required in any instance. Access granted under this pass is not guaranteed, and will be at the discretion of law enforcement and emergency command.

Business Name: _____

Owner/Commercial Livestock Operator Name(s): _____

Contact Number: _____

Address/Location: _____

Duration at above location: _____

(For example – June thru September)

Number & Description of Livestock: _____

Brand or Other Identifiable Markings: _____

(Cattle Brand, Ear Tags, etc.)

Other Info: _____

Official Use Only –

Plumas County Staff: _____

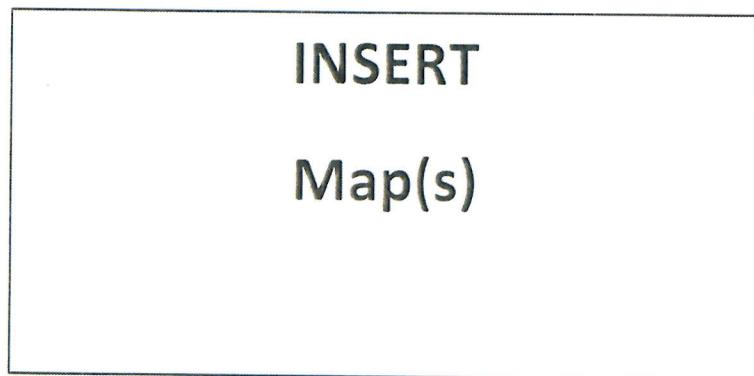
Embossed Seal:

Signature: _____

The Owner/Commercial Livestock Operator, hereinafter referred to as the "Applicant/Permittee" or "A/P" understands that he or she is requesting access to restricted areas subject to official road closure and not otherwise accessible to the public. In so requesting access, A/P acknowledges the inherent risks and hazards caused by recent catastrophic fires, including the existence of a declared local health emergency, which extend to the restricted areas. A/P shall be solely responsible for the safety of those individuals covered by any pass/permit issued by the County of Plumas, and shall be solely responsible for any damage to any equipment used by A/P during such requested access. A/P shall hold harmless the County of Plumas and its officers, agents, employees, volunteers, or representatives from and against any and all liability, claims, actions, proceedings, losses, injuries, damages, or expenses of every name, kind, and description, including litigation costs and reasonable attorney's fees incurred in connection therewith, brought for or on account of personal injury (including death) or damage to equipment or property arising from A/P's access under this pass/permit. Further, A/P shall be solely responsible and shall hold harmless the County of Plumas from any and all acts or omissions of A/P or its officers, agents, employees, volunteers, contractors, and subcontractors in accessing the above listed location. A/P further understands that any pass/permit issued covers access only to the location identified above and the direct access route to/from said location; stopping along access routes are strictly prohibited. A/P and its officers, agents, employees, volunteers, or representatives shall not wander, loiter, or otherwise meander from the above listed location, and shall be subject to immediate arrest for trespass into restricted areas and prosecuted to the fullest extent of the law.

Additional Information for multiple locations:

Address Description	Season of Use



Vieira, Willo

From: Pini, Lori
Sent: Thursday, June 15, 2023 10:46 AM
To: Vieira, Willo
Subject: Livestock access pass Approved

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Looks great Willo!
Thank you for all your hard work.
Lori

Lori Pini, Office of Emergency Services Manager
Plumas County
1446 E. Main Street
Quincy, California 95971
loripini@countyofplumas.com
(530) 283-7438
(530) 283-6160

Vieira, Willo

From: Pamella Courtright <pcourtright@pcso.net>
Sent: Tuesday, March 21, 2023 1:52 PM
To: Vieira, Willo
Subject: Fwd: Re: Fwd: Ag Pass-FINAL DRAFT

CAUTION: This email originated from OUTSIDE THE ORGANIZATION. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Willo,

Sheriff and I approve.

--
Pamella Courtright

Sheriff's Emergency Services/Training Coordinator

Plumas County Sheriff's Office

1400 E Main, Quincy, CA 95971

530-283-7438

pcourtright@pcso.net



----- Original Message -----

Subject: Re: Fwd: Ag Pass-FINAL DRAFT
Date: Tue, 21 Mar 2023 16:50:38 -0400
From: "Todd Johns" <tjohns@pcso.net>
To: Pam Courtright <pcourtright@pcso.net>

This looks good to me. Todd

On Mon, 20 Mar 2023 18:13:54 -0400, "Pamella Courtright" <pcourtright@pcso.net> wrote:

Hey Todd,

This is the final draft of the AG Pass program.

Can you read it over and let me know if you approve?

It will be ready to go after our OK.

--
Pamella Courtright

*Sheriff's Emergency Services/Training Coordinator
Plumas County Sheriff's Office
1400 E Main, Quincy, CA 95971
530-283-7438
pcourtright@pcso.net*

----- Original Message -----

Subject: Ag Pass
Date: Mon, 20 Mar 2023 21:32:45 +0000
From: "Vieira, Willo" <WilloVieira@countyofplumas.com>
To: Pam <pcourtright@pcso.net>

Hello Pamela,

Due to the ever changing legislative landscape, I had to make a few tweaks on the Ag Pass. Please review it one more time and give the Sheriff Department's blessing in writing so County Counsel knows that I have had you review it. Thank you!

Kind regards,

Willo Vieira

Agricultural Commissioner/Sealer

Plumas-Sierra Counties

Department of Agriculture/Weights & Measures

208 Fairgrounds Road

Quincy, CA 95971

(530)283-6365 main

(530) 283-6126 desk

(530) 283 4210 fax

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1.

Chapter 4 (commencing with Section 2350) is added to Division 2 of the Food and Agricultural Code, to read:

CHAPTER 4. Livestock Pass Program

2350.

(a) For purposes of this chapter, the following definitions apply:

(1) "Managerial employee" means a person who meets all of the following criteria:

(A) Has management authority with responsibility to oversee the care and well-being of the qualifying livestock producer's livestock.

(B) Primarily engages in managerial job duties and customarily and regularly exercises discretion and independent judgment in these duties. These duties shall be specified in a written job description issued no later than 90 days before the date of the flood, storm, fire, earthquake, or other disaster.

(C) Earns a monthly salary equivalent to no less than two times the state minimum wage for full-time employment at the time of the flood, storm, fire, earthquake, or other disaster.

(2) "Qualifying livestock producer" means a commercial livestock producer, as determined by the county agency, who has been certified as successfully completing the curriculum developed pursuant to Section 13105.6 of the Health and Safety Code.

(b) (1) Upon the approval of a county board of supervisors, a county agricultural commissioner, or other agency designated by the county board of supervisors, is authorized to establish within that county a livestock pass program for the purpose of issuing identification documents granting any qualifying livestock producer, or a managerial employee of the qualifying livestock producer, access to the qualifying livestock producer's ranch property during or following a flood, storm, fire, earthquake, or other disaster.

(2) (A) A managerial employee of a qualifying livestock producer shall not be required by the qualifying livestock producer to obtain a livestock pass. Access to a qualifying livestock producer's ranch by a managerial employee shall be fully voluntary on the part of the managerial employee.

(B) A person shall not require any employee to obtain or use a livestock pass or to enter or be present on the livestock producer's ranch property during or following a flood, storm, fire, earthquake, or other disaster. A person shall not in any manner discriminate, retaliate, or take any adverse action against an employee for refusing to obtain or use a livestock pass or to enter or be present on the livestock producer's ranch property during or following a flood, storm, fire, earthquake, or other disaster. Any person who believes that they have been discriminated or retaliated against in violation of this section

may, in addition to any other available remedy, file a complaint pursuant to Section 98.7 of the Labor Code for remedies available under Section 98.6 of the Labor Code.

(C) Nothing in this section shall be construed as requiring a managerial employee of a qualifying livestock producer to be present on a ranch property during or following a flood, storm, fire, earthquake, or other disaster.

(c) (1) An applicant for a livestock pass shall provide, or the relevant county agency shall otherwise obtain, documentation sufficient to demonstrate that the applicant is a commercial livestock producer, or a managerial employee of a commercial livestock producer. The documentation may include, but is not limited to, any of the following:

(A) An operator identification number issued by a county agricultural commissioner.

(B) An Internal Revenue Service Schedule F (Form 1040) attesting to the applicant's Profit or Loss From Farming.

(C) Assessor's parcel numbers confirming agricultural zoning for the property or properties upon which access is sought.

(D) Agricultural land lease documentation.

(E) Documentation attesting to the applicant's enrollment in a Williamson Act contract as authorized pursuant to Chapter 7 (commencing with Section 51200) of Part 1 of Division 1 of Title 5 of the Government Code.

(F) Documentation from the United States Department of Agriculture Farm Service Agency attesting that the applicant is a commercial livestock producer.

(G) Current registration of a livestock brand with the Bureau of Livestock Identification.

(2) An applicant for a livestock pass shall furnish to the relevant county agency a description or map of all lands owned or managed by the applicant for which disaster access is sought.

(d) (1) Access granted pursuant to a livestock pass shall be limited to the purposes of sheltering, moving, transporting, evacuating, feeding, watering, or administering veterinary care to livestock, or providing local expertise to peace officers and emergency personnel. Local expertise shall only be provided upon the request of peace officers and emergency personnel.

(2) A holder of a livestock pass may have access to the ranch property that is owned by another holder of a livestock pass, with permission from that livestock passholder, for purposes of providing assistance with those activities specified in paragraph (1) during or following a flood, storm, fire, earthquake, or other disaster.

(3) Access under this section to areas closed pursuant to subdivision (a) of Section 409.5 of the Penal Code may only be granted by the incident commander, a law enforcement official having jurisdiction, or their designee. When access is granted by emergency response personnel other than the incident commander, the emergency response personnel shall notify incident command that access has been provided to the livestock passholder.

(4) For purposes of this subdivision, "local expertise" may include identifying access roads, water points, and other local knowledge that may assist firefighters or other emergency response personnel.

(e) (1) A livestock pass identification document issued pursuant to subdivision (b) for the purpose of authorizing access during a disaster shall include, at a minimum, all of the following information:

(A) The name of the applicant and cardholder.

(B) The name or names of the ranch to which the cardholder seeks access in the event of a disaster.

(C) The expiration date of the identification document, if an expiration date was established by the county.

(D) The seal or logo of the authorizing agency and the signature of the issuing officer.

(2) A livestock pass identification document authorizing access during a disaster that does not include a photograph of the cardholder shall not be a valid document for purposes of subdivision (b) unless accompanied by a valid photo identification document issued by the state or federal government.

(f) Notwithstanding this section, a livestock pass issued by a county in which a livestock pass or equivalent program was established before January 1, 2022, shall be deemed to be in compliance with this section until the expiration date noted on the livestock pass or until December 31, 2025, whichever date occurs first.

SEC. 2.

Section 13105.6 is added to the Health and Safety Code, to read:

13105.6.

On or before January 1, 2023, the State Fire Marshal, with the involvement of the Statewide Training and Education Advisory Committee, shall develop a curriculum for livestock producers eligible for the livestock pass program described in Section 2350 of the Food and Agricultural Code. The curriculum shall, at a minimum, provide education regarding basic fire behavior, communications during a disaster emergency, and incident command structure. The curriculum shall provide for the initial certification as well as the continuing education or recertification of livestock producers eligible for the livestock pass program. It is the intent of the Legislature that any certification training utilizing the curriculum developed pursuant to this section be no more than four hours in duration, ensuring that commercial livestock producers may avail themselves of the curriculum.

SEC. 3.

Section 409.5 of the Penal Code is amended to read:

409.5.

(a) Whenever a menace to the public health or safety is created by a calamity including a flood, storm, fire, earthquake, explosion, accident, or other disaster, officers of the Department of the California Highway Patrol, police departments, marshal's office or sheriff's office, an officer or employee of the Department of Forestry and Fire Protection designated a peace officer by subdivision (g) of Section 830.2, an officer or employee of the Department of Parks and Recreation designated a peace officer by

subdivision (f) of Section 830.2, an officer or employee of the Department of Fish and Wildlife designated a peace officer under subdivision (e) of Section 830.2, and a publicly employed full-time lifeguard or publicly employed full-time marine safety officer while acting in a supervisory position in the performance of their official duties, may close the area where the menace exists for the duration of the menace by means of ropes, markers, or guards to any and all persons not authorized by the lifeguard or officer to enter or remain within the enclosed area. If the calamity creates an immediate menace to the public health, the local health officer may close the area where the menace exists pursuant to the conditions set forth in this section.

(b) Officers of the Department of the California Highway Patrol, police departments, marshal's office or sheriff's office, officers of the Department of Fish and Wildlife designated as peace officers by subdivision (e) of Section 830.2, or officers of the Department of Forestry and Fire Protection designated as peace officers by subdivision (g) of Section 830.2 may close the immediate area surrounding any emergency field command post or any other command post activated for the purpose of abating any calamity enumerated in this section or any riot or other civil disturbance to any and all unauthorized persons pursuant to the conditions set forth in this section whether or not the field command post or other command post is located near the actual calamity or riot or other civil disturbance.

(c) An unauthorized person who willfully and knowingly enters an area closed pursuant to subdivision (a) or (b) and who willfully remains within the area after receiving notice to evacuate or leave shall be guilty of a misdemeanor.

(d) This section shall not prevent a duly authorized representative of a news service, newspaper, or radio or television station or network from entering the areas closed pursuant to this section.

(e) This section shall not prevent an individual who holds a valid livestock pass identification document, pursuant to Section 2350 of the Food and Agricultural Code, from entering the areas closed pursuant to this section, unless a peace officer identified in subdivision (a) finds that the disaster is of such a nature that it would be unsafe for the documentholder to enter or that the presence of the documentholder would interfere with disaster response.

SEC. 4.

If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.