



## AGENDA STAFF REPORT

Control: 26001635

**MEETING DATE:** 08/11/2026  
**LEGAL ENTITY TAKING ACTION:** Board of Supervisors  
**BOARD OF SUPERVISORS DISTRICT(S):** All Districts  
**SUBMITTING AGENCY/DEPARTMENT:** County Executive Office  
**DEPARTMENT CONTACT PERSON(S):** Jessica Witt, 714-834-7250  
Linh Ly, 714-834-7036

**SUBJECT:** Approve State Standard Agreement for Fire Protection Services

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**CEO CONCUR**

Concur

**COUNTY COUNSEL REVIEW**

Approve agreement and resolution to form

**CLERK OF THE BOARD**

DISCUSSION

3 Votes Board Majority

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**Budgeted:** N/A**Current Year Cost:** N/A**Annual Cost:** N/A**Staffing Impact:** No**Sole Source:** No**Current Fiscal Year****Funding Source:** N/A**County Audit in Last 3****Revenue:** N/A**years:** No**Levine Act Review****Completed?** N/A

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**Prior Board Action:** 9/26/2023 #32, 5/19/2020 #67, 3/13/2018 #27, 8/22/2017 #48

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**RECOMMENDED ACTION(S):**

Adopt the attached Board Resolution approving Standard Agreement with the California Department of Forestry and Fire Protection for wildland fire protection services to State Responsibility Areas in the amount of \$71,605,689 with a retroactive effective date of July 1, 2026, through June 30, 2029, and authorize the Chair of the Board to execute same on behalf of the County of Orange, and approving Assignment of the Standard Agreement to the Orange County Fire Authority.

**SUMMARY:**

Approval of the Agreement with California Department of Forestry and Fire Protection will provide continued wildland fire protection services to State Responsibility Areas.

**BACKGROUND INFORMATION:**

The California Department of Forestry and Fire Protection (CAL FIRE) provides wildland fire protection to State Responsibility Area (SRA) lands within the County of Orange pursuant to Public Resources Code (PRC) Section 4129. The state may contract with a County for the protection of SRAs within that county, provided the County has enacted an ordinance assuming the state's responsibility for fire protection.

Under Orange County Code of Ordinances Section 3-3-200, the County assumed responsibility for fire prevention and suppression on all land in the County, including SRAs but excluding land owned by the

Federal Government or land within a city. Link available here: [https://library.municode.com/ca/orange\\_county/codes/code\\_of\\_ordinances](https://library.municode.com/ca/orange_county/codes/code_of_ordinances).

CAL FIRE has contracted with the County to provide fire services in SRAs within the boundaries of the County since 1980. Since the formation of the Orange County Fire Authority (OCFA) in 1995, an agreement between the County and CAL FIRE has included language authorizing assignment of fire protection services within the Agreement to OCFA. Since state law does not permit CAL FIRE to contract directly with OCFA, CAL FIRE contracts with the County and OCFA is assigned the County's obligations under the agreement. The Board of Supervisors previously approved Standard Agreement with the California Department of Forestry and Fire Protection on August 22, 2017, March 13, 2018, May 19, 2020 and September 26, 2023. The prior agreement, whose term ended on June 30, 2026, provides that it is automatically extended on the same terms and conditions as contained in the agreement until the date on which a new renewal Agreement is fully executed and that renewals of the agreement shall be retroactive to the end of the term of the agreement.

This Agenda Staff Report recommends approval of a new Standard Agreement commencing on July 1, 2026, and terminating on June 30, 2029, and will continue to provide the ability to bill CAL FIRE for OCFA-owned aircraft, fire engines, specialized equipment, and handcrews deployed on SRA fires. In addition, it provides the ability to seek reimbursement from other agencies for fire suppression resources provided on an assistance-for-hire basis.

Additionally, the proposed Resolution authorizes the assignment of wildland fire protection services within the SRAs to OCFA. This Agreement contains a mutual indemnification provision and no insurance requirements. CEO/Risk Management has reviewed these terms and deemed them acceptable as the OCFA is performing the work and the State is providing funding.

**FINANCIAL IMPACT:**

Since state law does not permit CAL FIRE to contract directly with OCFA, CAL FIRE contracts with the County and OCFA is assigned the County's obligations under the agreement.

**STAFFING IMPACT:**

N/A

**REVIEWING AGENCIES/DEPARTMENTS:**

N/A

**ATTACHMENTS:**

Attachment A - Standard Agreement

Attachment B - Resolution

Attachment C - Risk Assessment Form

Attachment D - Assignment Agreement