



STATE OF ALABAMA
PROCLAMATION
BY THE GOVERNOR

WHEREAS, on October 31st, 2016, a rupture of a pipeline, operated by Colonial Pipeline and primarily used for transporting petroleum, occurred in Shelby County, Alabama, resulting in an explosion;

WHEREAS, the pipeline had to be shut down and the timeframe for completion of the repair and the restart of the ruptured pipe is unknown;

WHEREAS, the shutdown may cause a disruption of gasoline distribution throughout the State of Alabama;

WHEREAS, the declaration of a State of Emergency will facilitate the granting of a waiver from the U.S. Department of Transportation – Federal Motor Carrier Safety Administration pursuant to 49 CFR Section 390.23, to allow relief from 49 CFR Sections 390 through 399, and subject to the limitations below; and,

WHEREAS, motor carriers that have an Out-Of-Service Order in effect may not take advantage of the relief from the regulation that this declaration provides under 49 CFR 390.23, as this only relates to transportation of fuel and commodities for this declaration of emergency.

NOW THEREFORE, I, Robert Bentley, Governor of the State of Alabama, do hereby declare that a State of Emergency exists in the State of Alabama for the purpose pursuant to 49 CFR Section 390.23 of facilitating a waiver to the U.S. Department of Transportation-Federal Motor Carriers Safety Administration, specifically 49 CFR Section 395 (Hours of Services for Drivers), as it relates to pipeline repair and transportation of fuel, for thirty (30) days unless sooner terminated. During this State of Emergency, any rule, regulation, or practice of the gas industry contrary to this declaration of emergency is hereby suspended until this Proclamation is terminated.

FURTHER, in accordance with the Code of Alabama (1975), Sections 8-31-1 through 8-31-6, I hereby place all persons on notice that it is unlawful for any person within the State of Alabama to impose unconscionable prices for the sale of any commodity during the period of a declared State of Emergency.

IN WITNESS WHEREOF, I have hereunto
Set my hand and caused the Great Seal to be
Affixed by the Secretary of State, at the
State Capitol, in the City of Montgomery, on
this 1st Day of November, 2016.



Robert Bentley

Robert Bentley
Governor

Attested:

J. H. Merrill

John H. Merrill
Secretary of State