

THE GOVERNOR

GOVERNOR'S OFFICE

Amendment to Proclamation

September 18, 2004

Whereas, On September 17, 2004, I declared a State of Disaster Emergency in Allegheny, Armstrong, Butler and Washington Counties due to widespread and unusually severe storms, heavy rain, high winds and flooding, which struck the counties and caused extensive damage to roads, streets, bridges, private homes, businesses and posed other adverse life safety impacts upon the general population of those counties; and

Whereas, additional information provided by local officials finds that additional Pennsylvania counties were also adversely impacted by the same heavy rains, which caused localized flooding to occur in certain creeks and streams and caused extensive road closures, damage to roads, streets, private homes, businesses and continued adverse life safety impacts for the general population of Beaver, Bradford, Centre, Clinton, Clearfield, Columbia, Cumberland, Dauphin, Fulton, Indiana, Jefferson, Lycoming, Mifflin, Perry, Schuylkill, Snyder and Westmoreland Counties; and

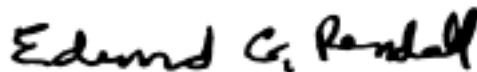
Whereas, it is anticipated that these severe storms will cause further extensive flooding on the major river systems of the Commonwealth; and

Whereas, investigations by state agencies of recently developing conditions indicate that additional resources of the Commonwealth may be needed to assist county and municipal efforts to mitigate and contend with the magnitude and severity of this continuing and expanding disaster emergency.

Now Therefore, Pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S.A. Section 7101 et seq. as amended), I do hereby amend my Proclamation of September 17, 2004, as follows:

1. The Counties of Beaver, Bradford, Centre, Clinton, Clearfield, Columbia, Cumberland, Dauphin, Fulton, Indiana, Jefferson, Lycoming, Mifflin, Perry, Schuylkill, Snyder and Westmoreland Counties are now declared to be in a state of disaster emergency and are added to the previously designated disaster emergency area.
2. This Amendment to Proclamation shall take effect immediately.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this eighteenth day of September in the year of our Lord two thousand four and of the Commonwealth the two hundred and twenty-ninth.



Governor

[Pa.B. Doc. No. 04-1810. Filed for public inspection October 1, 2004, 9:00 a.m.]

Amendment to Proclamation

September 19, 2004

Whereas, On September 17, 2004, I declared a State of Disaster Emergency in Allegheny, Armstrong, Butler, and Washington Counties due to widespread and unusually severe storms, heavy rain, high winds, and flooding, which struck the counties and caused extensive damage to roads, streets, bridges, private homes, businesses and posed other adverse life safety impacts upon the general population of those counties; and

Whereas, on September 18, 2004, said Proclamation was amended to include Beaver, Bedford, Bradford, Centre, Clarion, Clinton, Clearfield, Columbia, Cumberland, Dauphin, Fulton, Indiana, Jefferson, Juniata, Lackawanna, Luzerne, Lycoming, Mifflin, Monroe, Northampton, Northumberland, Perry, Pike, Schuylkill, Snyder, Susquehanna, Union, Wayne, Westmoreland, and Wyoming Counties; and

Whereas, additional information provided by local officials finds that additional Pennsylvania counties were also adversely impacted by the same heavy rains, which caused localized flooding to occur in certain creeks and streams and caused extensive road closures, damage to roads, streets, private homes, businesses and continued adverse life safety impacts for the general population of Blair, Bucks, Cameron, Carbon, Greene, Lehigh, Huntingdon, and Somerset Counties; and

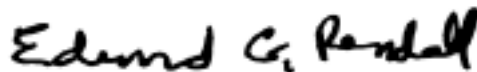
Whereas, it is anticipated that these severe storms will cause further extensive flooding on the major river systems of the Commonwealth; and

Whereas, investigations by state agencies of recently developing conditions indicate that additional resources of the Commonwealth may be needed to assist county and municipal efforts to mitigate and contend with the magnitude and severity of this continuing and expanding disaster emergency.

Now Therefore, Pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S.A. Section 7101 et seq. *as amended*), I do hereby amend my Proclamation of September 17, 2004, as follows:

1. The Counties of Blair, Bucks, Cameron, Carbon, Greene, Lehigh, Huntingdon and Somerset Counties are now declared to be in a state of disaster emergency and are added to the previously designated disaster emergency area.
2. This Amendment to Proclamation shall take effect immediately.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this nineteenth day of September in the year of our Lord two thousand four and of the Commonwealth the two hundred and twenty-ninth.



Governor

[Pa.B. Doc. No. 04-1811. Filed for public inspection October 1, 2004, 9:00 a.m.]

Amendment to Proclamation

September 21, 2004

Whereas, On September 17, 2004, I declared a State of Disaster Emergency in Allegheny, Armstrong, Butler and Washington Counties due to widespread and unusually severe storms, heavy rain, high winds and flooding, which struck the counties and caused extensive damage to roads, streets, bridges, private homes, businesses and posed other adverse life safety impacts upon the general population of those counties; and

Whereas, on September 18, 2004, said Proclamation was amended to include Beaver, Bedford, Bradford, Centre, Clarion, Clinton, Clearfield, Columbia, Cumberland, Dauphin, Fulton, Indiana, Jefferson, Juniata, Lackawanna, Luzerne, Lycoming, Mifflin, Monroe, Northampton, Northumberland, Perry, Pike, Schuylkill, Snyder, Susquehanna, Union, Wayne, Westmoreland, and Wyoming Counties; and

Whereas, on September 19, 2004, said Proclamation was amended to include Blair, Bucks, Cameron, Carbon, Greene, Lehigh, Huntingdon, and Somerset Counties; and

Whereas, additional information provided by local officials finds that additional Pennsylvania counties were also adversely impacted by the same heavy rains, which caused localized flooding to occur in certain creeks and streams and caused extensive road closures, damage to roads, streets, private homes, businesses and continued adverse life safety impacts for the general population of Franklin, Lebanon, Montour, Tioga, and York Counties; and

Whereas, investigations by state agencies of recently developing conditions indicate that additional resources of the Commonwealth may be needed to assist county and municipal efforts to mitigate and contend with the magnitude and severity of this continuing and expanding disaster emergency; and

Whereas, the extent of the disaster emergency has necessitated the transfer of an additional \$2,000,000 in unused appropriated funds to the Pennsylvania Emergency Management Agency to be used for disaster-related expenses incurred by various state agencies and departments which said funds shall be credited to a special account established by the Office of the Budget.

Now Therefore, Pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S.A. Section 7101 et seq. as amended), I do hereby amend my Proclamation of September 17, 2004, as follows:

1. The Counties of Franklin, Lebanon, Montour, Tioga, and York are now declared to be in a state of disaster emergency and are added to the previously designated disaster emergency area.
2. I hereby transfer \$2,000,000 in unused appropriated funds to the Pennsylvania Emergency Management Agency in addition to the \$2,000,000 previously transferred in the September 17, 2004 Proclamation.
3. This Amendment to Proclamation shall take effect immediately.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this twenty-first day of September in the year of our Lord two thousand four and of the Commonwealth the two hundred and twenty-ninth.

Edmund G. Rendell

Governor

[Pa.B. Doc. No. 04-1812. Filed for public inspection October 1, 2004, 9:00 a.m.]

Proclamation of Disaster Emergency

September 17, 2004

Whereas, Investigations made at my direction have disclosed that severe storms, heavy rain, high winds and flooding caused by Tropical Depression Ivan on September 17, 2004, have resulted in extensive damage to roads and streets, private homes, businesses, and caused other adverse impacts upon the general population in Allegheny, Armstrong, Butler, and Washington Counties; and

Whereas, the storm waters have caused extensive damage and loss to roads, bridges, essential community infrastructure, and other community resources; and

Whereas, the serious impact of this storm on both the immediate and long-term economy of this region and the state represents a major hardship requiring a comprehensive partnership of all levels of government for effective recovery; and

Whereas, the emergency situation has been of such magnitude and severity as to render essential the Commonwealth's supplementation of county and municipal efforts and resources and the activation of all applicable state, county, and municipal emergency response plans; and

Now Therefore, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. Section 7101 et seq.), I do hereby proclaim the existence of a disaster emergency in the affected areas of Allegheny, Armstrong, Butler, and Washington Counties, and, in accordance with the State Emergency Operations Plans, I direct all Commonwealth departments and agencies to utilize all available resources and personnel as is deemed necessary to cope with the magnitude and severity of this emergency situation.

Further, I hereby transfer up to \$2,000,000 in unused appropriated funds to the Pennsylvania Emergency Management Agency. The aforementioned funds shall be used for disaster-related expenses incurred by various state agencies and departments. These funds shall be credited to a special account established by the Office of the Budget. All Commonwealth agencies purchasing supplies or services in response to this emergency are authorized to utilize the emergency procurement procedures set forth in Section 516 of the Commonwealth Procurement Code, Act of May 15, 1998, P. L. 358, No. 57, § 516. This Proclamation shall serve as the written determination of the basis for the emergency under Section 516; and

Further, I hereby authorize the Secretary of Transportation to use all available equipment, resources, and personnel of the Department, in whatever manner that he deems necessary, to ensure that all state highways in the disaster affected areas are cleared of debris and any other obstructions resulting from this severe storm and to ensure that highways, bridges, roadbeds, and related facilities and structures, including Federal-aid highways, that have sustained damage in the disaster affected area are immediately repaired, maintained, reconstructed, or replaced or that new construction is undertaken where necessary. In addition, I hereby waive any laws or regulations that would restrict the application and use of the Department's equipment, resources, and personnel to assist local jurisdictions in the repairs and clearing and removal of debris and other types of obstructions from non-state-owned highways. This assistance to local jurisdictions may be provided solely at the discretion of the Secretary of Transportation. This assistance, however, does not apply to privately owned highways, roads, streets, or other types of property; and

Further, pursuant to the powers vested in me by the Constitution and laws of this Commonwealth, I hereby authorize the Adjutant General of Pennsylvania to place on state active duty for the duration of the emergency/disaster proclamation, such individuals and units of the Pennsylvania National Guard, as requested by the Pennsylvania Emergency Management Agency, to alleviate the potential danger to public health and safety caused by the aforementioned emergency; and

THE GOVERNOR

Further, I hereby authorize the Secretary of Environmental Protection to use all available equipment, resources, and personnel of the Department, in whatever manner that she deems necessary to protect public health and safety or the environment by ensuring that any possible petroleum spills, hazardous materials and contaminated debris that may be released into the environment as a result of the flooding be remediated; and

Further, I have directed that the emergency response and recovery aspects of all the Commonwealth departments and agencies and all applicable county, municipal, and other disaster emergency response and recovery plans be activated and that all state, county, and municipal actions taken to implement those plans be coordinated through the Pennsylvania Emergency Management Agency; and

Still Further, I hereby continue to urge the governing bodies and executive officers of all political subdivisions affected by this emergency to act as necessary to meet the current exigencies as legally authorized under this proclamation, namely: by the employment of temporary workers; by the rental of equipment; and by entering into such contracts and agreements as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirements excepted.

Given under my hand and the Seal of the Governor, in the City of Harrisburg, on this seventeenth day of September in the year of our Lord two thousand and four and of the Commonwealth the two hundred and twenty-ninth.

Edmund G. Rendall

Governor

[Pa.B. Doc. No. 04-1813. Filed for public inspection October 1, 2004, 9:00 a.m.]
