THE GOVERNOR

Proclamation of Disaster Emergency; Amendment No. 1

January 14, 2010

Whereas, on January 7, 2010, I declared a State of Disaster Emergency to address the Commonwealth's need for greater flexibility in the application of federal motor carrier regulations to drivers of commercial vehicles transporting propane gas and heating fuel within the state; and

Whereas, pursuant to said proclamation the Pennsylvania Department of Transportation waived certain laws and regulations in the manner and to the extent necessary to permit the motor carrier operations necessary to provide supplies of propane gas and heating fuel adequate to preserve the public welfare in the Commonwealth; and

Whereas, clarification is needed to express that only the application of federal motor carrier regulations are implicated by this proclamation.

Now Therefore, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. § 7101, et seq.), I do hereby amend the Proclamation of January 7, 2010, and in accordance with the State Emergency Operations Plans, direct the Pennsylvania Department of Transportation to waive enforcement of any federal motor carrier regulations in the manner and to the extent necessary to permit the motor carrier operations necessary to safely provide supplies of propane gas and heating fuel adequate to preserve the public welfare in the Commonwealth. This proclamation shall terminate on January 21, 2010, unless extended by amendment. This proclamation does not direct or authorize the waiver of any provisions of Title 18 of the Pennsylvania Consolidated Statutes (the Crimes Code) or Title 75 of the Pennsylvania Consolidated Statutes (the Vehicle Code).

Given under my hand and the Seal of the Governor, at the city of Harrisburg, on this fourteenth day of January in the year of our Lord two thousand ten, and of the Commonwealth the two hundred and thirty-fourth.

Edward G. Rendall

Governor

[Pa.B. Doc. No. 10-180. Filed for public inspection January 29, 2010, 9:00 a.m.]

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