

Commonwealth of Pennsylvania



Governor's Office

Proclamation of Propane and Heating Oil Emergency January 9, 2014

WHEREAS, a prolonged period of severe cold weather across Pennsylvania has resulted in serious logistical problems associated with the distribution and delivery of propane gas and heating oil in the Commonwealth; and


WHEREAS, representatives from the propane gas and heating oil industry indicate that relief from hours of service limitations for drivers of commercial motor vehicles transporting propane is necessary to overcome these logistical problems; and

WHEREAS, a duly declared emergency is necessary in order for the Pennsylvania Department of Transportation to waive federal and state motor carrier regulations related to hours of service for drivers of commercial motor vehicles transporting propane gas and heating oil to avoid interruption of the delivery of supplies of propane gas and heating oil in quantities essential to public welfare within the Commonwealth.

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 proclaim the existence of a disaster emergency across the Commonwealth to permit the waiver of federal and state motor carrier regulations. In accordance with the State Emergency Operations Plans, I hereby direct the Pennsylvania Department of Transportation to waive any laws or regulations in the manner and to the extent necessary to permit the motor carrier operations necessary to provide supplies of propane gas and heating oil adequate to preserve the public welfare in the Commonwealth. This proclamation does not direct or authorize the waiver of any provisions of Title 18 of the Pennsylvania Consolidated Statutes (the Crimes Code). This proclamation shall terminate at 12:01 a.m., January 26, 2014, unless extended by an amendment.



GIVEN under my hand and the Seal of the Governor, at the City of Harrisburg, this ninth day of January in the year of our Lord two thousand fourteen, and of the Commonwealth the two hundred and thirty-eighth.


TOM CORBETT
Governor



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
HARRISBURG, PA 17101-1900

OFFICE OF
SECRETARY OF TRANSPORTATION

EXEMPTION 2014-01

Pursuant to the Proclamation of Disaster Emergency issued by the Governor on January 9, 2014, 75 Pa. C.S. §6108, and the authority granted in 49 C.F.R. §390.23 and 67 Pa. Code Chapter 231, the waivers in this exemption apply to certain motor carriers engaged in operations necessary to respond to the emergency declared by the Governor. The Pennsylvania Department of Transportation hereby issues the following exemption:

TYPE OF OPERATION: Transportation of propane gas and oil for heating purposes.

EXTENT OF EXEMPTION: Requirement to comply with driver hour of service limitations.

EFFECTIVE DATE: January 9, 2014 2400 hours.

TERMINATION DATE: January 25, 2014 2400 hours.

SPECIAL CONDITIONS:

1. This exemption applies statewide to the transportation of propane gas and oil for heating purposes.
2. The maximum driving time is extended from 11 hours to 14 hours. Ten consecutive hours off-duty must be taken between the 14 hours of driving time.
3. Operators are exempted from the requirements of the 60/70 hour rule.

DATE: January 10, 2014

Barry J. Schoch, P.E.
Secretary of Transportation

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Governor's Office**

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[Great Seal of Pennsylvania]

/signature/
TOM CORBETT
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