

## Executive Orders

### WPC-7G

*Executive Order WPC-7, as amended by WPC-7A and WPC-7D, is amended as follows and shall be known as WPC-7 as Amended August 29, 1979, abolishing guidelines for motor gasoline end-user allocation with certain exceptions.*

WHEREAS, there exists in the counties of Brazoria, Collin, Dallas, Denton, Ellis, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Matagorda, Montgomery, Parker, Rockwall, Tarrant, and Waller serious shortages of motor gasoline that endanger the public health, safety, and welfare; and

WHEREAS, there exists a need to assure that the essential and emergency requirements for motor gasoline be met and that there be an equitable distribution of the fuel to the residents of the area; and

WHEREAS, the current distribution process in Brazoria, Collin, Dallas, Denton, Ellis, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Matagorda, Montgomery, Parker, Rockwall, Tarrant, and Waller Counties cannot assure the ability to meet their essential and emergency requirements in an equitable manner absent an allocation plan for end-users of motor gasoline; and

WHEREAS, the constitution and the statutes of the United States and in particular the Emergency Petroleum Allocation Act of 1973 as amended (Public Law 93-159) vest in the President of the United States the authority to establish systems for prudent utilization of motor gasoline supplies; and

WHEREAS, the President by virtue of Title 15, United States Code Annotated, Section 754(b), may delegate all or any portion of the authority granted to him under the Emergency Petroleum Allocation Act to any state (or officer thereof), as he deems appropriate; and

WHEREAS, the President by virtue of an Executive Order of May 29, 1979, delegated to the governors of each state the authority to establish a system of end-user allocation for motor gasoline; and

WHEREAS, due to increased public awareness of the shortage and decreased consumption, the more strict system of allocation promulgated in Executive Orders WPC-7, WPC-7A, and WPC-7D is no longer necessary to handle the emergency.

NOW, THEREFORE, I, William P. Clements, Jr., Governor of Texas, under the authority vested in me, do hereby determine that the system of allocation of motor gasoline set forth in Executive Orders WPC-7, WPC-7A, and WPC-7D is no longer the most efficient means of handling the shortage problem as it now exists and do hereby abolish such system of allocation with the exception of the following guidelines.

Section 1. A \$6.00 minimum purchase is required for vehicles, except for vehicles whose tank capacity is 10 gallons or less.

Section 2. The following vehicles are exempt from the provisions in this proclamation.

A. Emergency vehicles are defined in Article (3), Subdivision I, Section 2(d), Texas

Uniform Act Regulating Traffic on Highways. (See Attachment A.)

B. Other emergency repair and services vehicles, whether public or private, used for functions directly related to the protection of life, property, or public health.

C. Vehicles operated in an unusual emergency situation in the judgment of the gasoline retailer.

D. Motorcycles, mopeds, and similar two-wheel vehicles.

Section 1 and Section 2 shall remain as requirements for Brazoria, Collin, Dallas, Denton, Ellis, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Matagorda, Montgomery, Parker, Rockwall, Tarrant, and Waller Counties.

This executive order shall become effective at 12:01 a.m. on September 3, 1979.

### WPC-12

*Relating to the Governor's Traffic Safety Program; repealing Executive Order D.B. 28.*

WHEREAS, the Texas Traffic Safety Act of 1967, Article 6701j-1, Vernon's Texas Civil Statutes, authorizes the governor to establish and administer a statewide traffic safety program designed to reduce traffic accidents and the resulting deaths, injuries, and property damages; and

WHEREAS, the Federal Highway Safety Act of 1966, Public Law 39-564, as amended, requires that the federal program and funds be administered by the governor through a state highway safety agency which shall have adequate powers and be suitably equipped and organized to carry out such programs; and

WHEREAS, Executive Order D.B. 28, dated May 5, 1976, ordered the transfer of the functions of the Governor's Office of Traffic Safety, including all personnel, records, contracts, etc., to the Texas Department of Highways and Public Transportation and directed the engineer-director of such department to assist in administering the Texas Traffic Safety Act of 1967 and the programs created pursuant to that Act; and

WHEREAS, the 65th and 66th Legislatures have both provided direct appropriations to the Department of Highways and Public Transportation for traffic safety promotion, thus recognizing and approving the concept of administration of the Texas Traffic Safety Act programs by such department; and

WHEREAS, by virtue of Article 5429j, Vernon's Texas Civil Statutes, the organization and efficiency of state agencies is a proper concern of the governor.

NOW, THEREFORE, I, William P. Clements, Jr., Governor of Texas, under the authority vested in me, do hereby revoke, rescind, and repeal Executive Order D.B. 28 and do hereby order and direct as follows that:

1. The engineer-director of the Texas Department of Highways and Public Transportation is directed to assist me and to act in my behalf to administer the Texas Traffic Safety Act of 1967 and the programs created pursuant to that Act.