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 endangers 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 (P.L. 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, U.S.C.A. Sec. 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.

Sec. 1. A six dollar minimum purchase is required for vehicles, except for vehicles whose tank capacity is 10 gallons or less.

Sec. 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 service 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.

The complete text of WPC-7 as Amended August 29, 1979, is as attached.

Given under my hand this 29th day of August, 1979.

WILLIAM P. CLEMENTS, JR.
Governor of Texas

ATTEST:

F. DAVID HERNDON
Assistant Secretary of State
ESTABLISHING GUIDELINES FOR MOTOR GASOLINE END-USER ALLOCATION

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 endangers 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 (P.L. 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 U.S.C.A. Sec. 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.

NOW, THEREFORE, I, William P. Clements, Jr., Governor of Texas, under the authority vested in me, do hereby determine and declare that the counties of Brazoria, Collin, Dallas, Denton, Ellis, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Matagorda, Montgomery, Parker, Rockwall, Tarrant, and Waller are experiencing shortages of motor gasoline available for retail distribution, such that the public health, safety, and welfare is endangered and I do hereby implement the following system of allocation for all motor gasoline retail outlets in Brazoria, Collin, Dallas, Denton, Ellis, Fort Bend, Galveston, Harris, Johnson, Kaufman, Liberty, Matagorda, Montgomery, Parker, Rockwall, Tarrant, and Waller counties:

Sec. 1. A six dollar minimum purchase is required for vehicles, except for vehicles whose tank capacity is 10 gallons or less.

Sec. 2. The following vehicles are exempt from all provisions in this Proclamation.

A. Emergency vehicles are defined in Article (e), Subdivision I, Section 2(d) Texas Uniform Act Regulating Traffic on Highways. (See Attachment A)

B. Other emergency repair and service 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.

These requirements shall terminate at midnight on September 30, 1979, unless otherwise extended or terminated by the Governor of the State of Texas.
ATTACHMENT A
TEXAS UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS

V.C.S. Art. 6701d Sec. 2(d) "Authorized Emergency Vehicle" means vehicles of the fire department (fire patrol), police vehicles, public and private ambulances for which permits have been issued by the State Board of Health, emergency vehicles of municipal departments or public service corporations as are designated or authorized by the governing body of an incorporated city, private vehicles operated by volunteer firemen or certified Emergency Medical Services volunteers while answering a fire alarm or responding to a medical emergency, and vehicles operated by blood banks or tissue banks, accredited or approved under the laws of this state or the United States, while making emergency deliveries of blood, drugs or medicines, or organs.