



STATE OF ALABAMA  
**PROCLAMATION**  
BY THE GOVERNOR

**WHEREAS** the Alabama Emergency Management Act of 1955, as amended, confers upon the Governor of the State of Alabama the power to issue a State of Emergency when there exist conditions of disaster or of extreme peril to the safety of persons and property within the State caused by storms which, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single county, city and county, or city and require the combined forces of a mutual aid region or regions to combat;

**WHEREAS** the following counties were affected by a severe weather outbreak beginning on March 19, 2018: Blount, Calhoun, Cherokee, Clay, Cleburne, Colbert, Cullman, DeKalb, Etowah, Fayette, Franklin, Jackson, Jefferson, Lamar, Lauderdale, Lawrence, Limestone, Madison, Marion, Marshall, Morgan, Randolph, Shelby, St. Clair, Talladega, Walker, and Winston;

**WHEREAS** storm damages occurred on public and private property and there exists the potential for loss of life, injuries, and further property damage;

**WHEREAS** disruption of essential utility systems occurred and may continue to occur, causing extreme peril to the citizens in the State;

**WHEREAS** the conditions described above could adversely affect the health, safety, and economy of the people of the State; and

**WHEREAS** these damages, by reason of their magnitude, will be beyond the control of the services, personnel, equipment, and facilities of any single city or county, and it is expected that the weather emergency will require the combined forces of mutual aid and assistance to alleviate the adverse effects to the health, safety, and economy of the State;

**NOW THEREFORE**, I, Kay Ivey, Governor of the State of Alabama, pursuant to section 8 of the Alabama Emergency Management Act of 1955, Ala. Code § 31-9-8 (1975), as amended, do hereby declare that a State of Emergency exists in the State of Alabama effective at 8:00 a.m. CDT on March 20, 2018, and direct the activation of the Alabama Emergency Operations Plan (EOP) and all appropriate annexes. The Alabama Emergency Management Agency's State Emergency Operations Center shall be activated, as well as all impacted or potentially impacted Alabama Emergency Management Divisions. I direct the appropriate State agencies to exercise their statutory authority to assist the communities and entities affected. I also direct the Alabama Emergency Management Agency to make the appropriate assessments of damages and to seek the necessary state and federal assistance for the affected areas.

**FURTHER**, I hereby proclaim and direct all of the following:

(I)

I order the Adjutant General to activate the Alabama National Guard, as needed;

(II)

Pursuant to 49 CFR 390.23, this declaration of a State of Emergency facilitates a waiver of certain regulations of the U.S. Department of Transportation—Federal Motor Carrier Safety Administration (FMCSA), including, but not limited to, 49 CFR Part 395 (Hours of Service for Drivers) as it relates to providing emergency or disaster related materials, supplies, goods, and services, which shall end after the duration of the motor

carrier's or driver's direct assistance in providing emergency relief, or 30 days from the initial declaration of emergency, unless sooner terminated, or as otherwise specified in the FMCSA's regulations, whichever is earlier. Motor carriers that have an Out-of-Service Order in effect may not take advantage of the relief from regulation that this declaration provides under 49 CFR 390.23.

(III)

I instruct the appropriate agencies to take necessary steps and issue the appropriate documents to expedite the movement of vehicles or vehicles and loads that are transporting emergency equipment, services and supplies, storm related debris, building and construction materials, or temporary emergency buildings and their components.

- a. These documents shall be subject to approval and clearance by the Alabama Department of Transportation and the Alabama Law Enforcement Agency and shall cover specific designated State routes.
- b. Transporters are responsible to ensure that they have proper oversize signs, markings, flags, and escorts as defined in the State of Alabama's rules and regulations.
- c. Insurance requirements shall not be waived.
- d. Nothing in this Proclamation shall be construed to allow any vehicle to exceed the weight limits posted for bridges and like structures, nor shall anything in this Proclamation be construed to relieve any vehicle or the carrier, owner, or driver of any vehicle from compliance with any restrictions other than those specified in this Proclamation, or from any statute, rule, order, or other legal requirement not specifically waived herein.

(IV)

The local educational authorities may close any school or office based on local conditions, and any affected school system that is closed as a result and loses student days or employee days, or both, may appeal to the State Superintendent of Education for relief in fulfilling the local school calendar with respect to student days or employee days, or both, with no loss of income to employees.

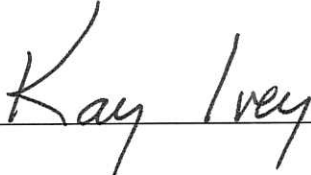
(V)

In accordance with the sections 8-31-1 through 8-31-6 of the Code of Alabama, I hereby place all persons on notice that is unlawful for any person within the State of Alabama to impose unconscionable prices for the sale or rental of any goods, commodity, or rental facility during the period of this declared State of Emergency.

(VI)

The State of Emergency is effective for a 30-day period from the date of this Proclamation unless terminated earlier by Proclamation of the Governor.

IN WITNESS, WHEREOF, I have hereunto set my hand and caused the Great Seal to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 20th day of March, 2018.

  
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Kay Ivey  
Governor



ATTEST:

*J. H. Merrill*

John H. Merrill  
Secretary of State