

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE BILL 811  
Commerce Committee Substitute Adopted 5/12/09

Short Title: Fuel Rationing Authority for Governor.

(Public)

Sponsors:

Referred to:

March 25, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE GOVERNOR TO IMPOSE FUEL RATIONING  
3 MEASURES DURING A STATE OF DISASTER, A LOCAL STATE OF EMERGENCY,  
4 OR AN ABNORMAL MARKET DISRUPTION.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Article 1 Chapter 166A of the General Statutes is amended by adding  
7 a new section to read:

8 "**§ 166A-6.03. Fuel rationing authority.**

9 (a) In addition to any other powers conferred on the Governor by law, during a  
10 triggering event the Governor shall have the power to establish a system of rationing or other  
11 controls over fuel. These measures may extend to all parties in the chain of distribution,  
12 including a supplier, wholesaler, distributor, or retail seller of fuel. This authority shall include  
13 the power to administer and enforce a similar federal order or regulation.

14 (b) As used in this section, the term 'triggering event' means any of the following:

15 (1) The declaration of a state of emergency pursuant to G.S. 166A-8 or Article  
16 36A of Chapter 14 of the General Statutes.

17 (2) The proclamation of a state of disaster pursuant to G.S. 166A-6.

18 (3) The finding of an abnormal market disruption, as that term is defined in  
19 G.S. 75-38(e), with respect to fuel."

20 SECTION 2. G.S. 166A-6(c) reads as rewritten:

21 "(c) In addition, during a state of disaster, with the concurrence of the Council of State,  
22 the Governor has the following powers:

23 ...

24 (2) To establish a system of economic controls over all resources, materials and  
25 services to include food, clothing, shelter, ~~fuel~~, rents and wages, including  
26 the administration and enforcement of any rationing, price freezing or  
27 similar federal order or regulation; and to establish a system of price freezing  
28 over fuel.

29 ...."

30 SECTION 3. This act is effective when it becomes law.

