



STATE OF MICHIGAN
EXECUTIVE OFFICE
LANSING

RICK SNYDER
GOVERNOR

BRIAN CALLEY
LT. GOVERNOR

**EXECUTIVE ORDER
No. 2017 - 6**

**STATE OF ENERGY EMERGENCY
TEMPORARY SUSPENSION OF RULES FOR GASOLINE VAPOR PRESSURE**

WHEREAS, Section 3 of 1982 PA 191, MCL 10.83 vests the executive power of the state of Michigan in the Governor and authorizes the Governor to declare a State of Energy Emergency if the Governor finds that an energy emergency exists or is imminent;

WHEREAS, under Section 4 of 1982 PA 191, MCL 10.84, during a declared State of Energy Emergency the Governor may by executive order suspend a statute, an order, a rule of a state agency, or a specific provision of the statute, rule, or order if strict compliance with the statute, order, rule, or a specific provision of the statute, rule, or order will prevent, hinder, or delay necessary action in coping with the energy emergency;

WHEREAS, the destruction caused by Hurricane Harvey has reduced refinery production in the Gulf Coast and constricted the supply of refined petroleum products to the Midwest, including in Michigan;

WHEREAS, the U.S. Environmental Protection Agency has determined, and the U.S. Department of Energy concurs, that it is necessary to take action to minimize or prevent the disruption of gasoline supplies caused by Hurricane Harvey;

WHEREAS, the U.S. Environmental Protection Agency (EPA) has waived until September 15, 2017, the federal Reid vapor pressure requirements at 40 C.F.R. 80.27 in numerous U.S. states, including Michigan;

WHEREAS, the Governor must declare a State of Energy Emergency and a suspension of Michigan Reid vapor pressure regulations to make the federal Reid vapor pressure waiver enforceable in Michigan;

WHEREAS, the suspension of Michigan Reid vapor pressure regulations by the U.S. EPA and this Executive Order would permit the manufacture, transportation, and sale of motor fuels with a Reid vapor pressure up to 9.0 psi in Wayne, Oakland, Macomb, St. Clair, Livingston, Washtenaw, Monroe, and Lenawee counties and up to 11.5 psi elsewhere in Michigan;

WHEREAS, appropriate measures must be taken in response to the energy emergency to ensure that gasoline supplies will remain sufficient and to assure the health, safety, and welfare of Michigan residents and visitors;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and 1982 PA 191, MCL 10.81 to 10.87, order the following:

1. A State of Energy Emergency is declared in the state of Michigan. Pursuant to Section 3 of 1982 PA 191, MCL 10.83, the State of Energy Emergency is effective until the earlier of either of the following:

- a. A finding by the Governor that the energy emergency no longer exists, or
- b. Friday, September 15, 2017.

2. Regulation No. 561, entitled, "Dispensing Facility Reid Vapor Pressure," promulgated by the Laboratory Division of the Department of Agriculture, 1997 AACRS, R 285.561.1 to 285.561.10, is suspended for the duration of the State of Energy Emergency declared in this Order.

3. Pursuant to the EPA waiver referenced above, as well as this Order, Regulation No. 564.4 (g) promulgated by the Laboratory Division of the Department of Agriculture, 1997 AACRS, R 285.564.4(g), is suspended for the duration of the State of Energy Emergency declared in this Order.

4. The Department of Agriculture and Rural Development is responsible for coordinating state compliance with this Order.

This Order is effective upon filing.



Given under my hand and the Great Seal of the state of Michigan this 31st day of August, in the Year of our Lord Two Thousand Seventeen.

RICHARD D. SNYDER
GOVERNOR

FILED WITH SECRETARY OF STATE

ON 8/31/17 AT 4:22 pm

BY THE GOVERNOR:

SECRETARY OF STATE