

Senate Resolution 5EX

By: Senators Dixon of the 45th, Goodman of the 8th, Hatchett of the 50th, Anderson of the 24th and Strickland of the 17th

A RESOLUTION

1 Ratifying Governor Brian P. Kemp's Executive Order Nos. 05.10.21.02, 05.14.21.01,
2 05.21.21.01, and 05.28.21.03 suspending the collection of motor fuel and diesel fuel taxes;
3 and for other purposes.

4 WHEREAS, on May 7, 2021, a cybersecurity incident occurred against Colonial Pipeline
5 Company; and

6 WHEREAS, the cyberattack installed ransomware on Colonial Pipeline Company's
7 Information Technology systems resulting in the shutdown of crucial pipelines and halting
8 of all pipeline operations; and

9 WHEREAS, due to the on-going effects of the temporary shutdown of a primary fuel
10 pipeline, there existed an intermittent shortage of petroleum fuel in Georgia; and

11 WHEREAS, the uninterrupted supply of transportation fuel is an essential need of the public
12 and any perceived shortage threatens the public welfare; and

13 WHEREAS, in May 2021, under the authority granted in Code Section 38-3-51 of the
14 Official Code of Georgia Annotated, Governor Brian P. Kemp declared a state of emergency

15 due to the petroleum shortage caused by the cyberattack on Colonial Pipeline Company and
16 issued Executive Order Nos. 05.10.21.02, 05.14.21.01, 05.21.21.01, and 05.28.21.03, as a
17 necessary and appropriate action; and

18 WHEREAS, pursuant to Code Section 45-12-22 of the Official Code of Georgia Annotated,
19 the collection of motor fuel and diesel fuel taxes required by Code Section 48-9-3 was
20 suspended during the effective dates of the State of Emergency for Petroleum Shortage,
21 declared by Executive Order Nos. 05.10.21.02, 05.14.21.01, 05.21.21.01, and 05.28.21.03,
22 with such dates being May 10, 2021 through June 2, 2021; and

23 WHEREAS, pursuant to Code Section 45-12-22 of the Official Code of Georgia Annotated,
24 action by two-thirds of the General Assembly is necessary to ratify the suspension of
25 collection of motor fuel and diesel fuel taxes as declared by Executive Order Nos.
26 05.10.21.02, 05.14.21.01, 05.21.21.01, and 05.28.21.03.

27 NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF
28 GEORGIA that the members of this body ratify the suspension of collection of motor fuel
29 and diesel fuel taxes as declared by Executive Order Nos. 05.10.21.02, 05.14.21.01,
30 05.21.21.01, and 05.28.21.03 issued by Governor Brian P. Kemp in response to a state of
31 emergency for petroleum shortage.

32 BE IT FURTHER RESOLVED that the Clerk of the House of Representatives and the
33 Secretary of the Senate are authorized and directed to make appropriate copies of this
34 resolution available for distribution to Governor Brian P. Kemp and members of the public
35 and the press.