

## EXECUTIVE ORDER 2020-01

**WHEREAS**, the State of North Dakota has experienced record fall and winter precipitation levels and cold temperatures, significantly delaying the harvest season and impacting farmers and ranchers across the state; and,

**WHEREAS**, the continuing cold and wet conditions have increased the demand for propane and other petroleum fuels to dry late harvested crops; and,

**WHEREAS**, the demand for propane and petroleum products for other retail use, including home heating, has increased due to continuing cold and wet winter weather conditions and resulted in shortages of product; and,

**WHEREAS**, a waiver of hours of service requirements would ensure that carriers, agribusiness, farmers, ranchers and retail consumers can secure, obtain, transport and deliver propane, diesel fuel and other petroleum products to meet the needs of this state; and,

**WHEREAS**, it is the responsibility of the state to assist the people of North Dakota in addressing emergencies, disasters, and other hardships that may face the state and its citizens.

**NOW, THEREFORE**, Doug Burgum, Governor of North Dakota, by virtue of the authority vested under Article V, Section 1 of the North Dakota Constitution and North Dakota Century Code§ 37-17.1, hereby declares that a state of emergency exists in North Dakota that requires relief from North Dakota Century Code§ 39-32-02 pertaining to hours of service for drivers of commercial motor vehicles transporting propane and other petroleum fuels.

This order is issued on the foregoing bases and under the following conditions:

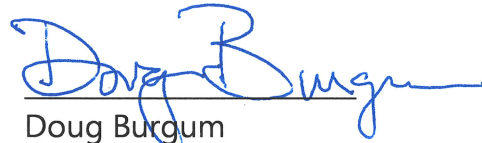
1. All road safety and vehicle compliance regulations still apply and will be fully enforced.
2. Nothing in this order shall be construed to relieve carriers operating under this

order from regulations pertaining to qualifications of drivers, driving of commercial motor vehicles, or parts and accessories necessary for the safe operation of vehicle.

3. Carriers, while under this order, shall not require or allow fatigued drivers to operate a motor vehicle. A driver who informs a carrier that she/he needs immediate rest shall be given at least ten consecutive hours before the driver is required to return to service.

This order is effective immediately and it shall remain in effect for thirty days.

Executed at Bismarck, North Dakota, this 10 day of January 2020



Doug Burgum  
Governor

ATTEST



Secretary of State

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Deputy