



# THE STATE OF GEORGIA

## EXECUTIVE ORDER

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BY THE GOVERNOR:

**WHEREAS:** Hurricane Dorian has the potential to produce catastrophic impacts to citizens throughout the southeast coastal region of the United States, including the state of Georgia; and

**WHEREAS:** To address this grave threat, I declared a State of Emergency exists for twelve (12) Georgia counties; and

**WHEREAS:** States and companies directly supporting storm preparation efforts in the southeast coastal region will traverse Georgia's roads while transporting supplies, equipment, and persons into or from the impacted area; and

**WHEREAS:** In addition to the aforementioned impact from Hurricane Dorian, the threat exists that Georgia may suffer a shortage of petroleum products, emergency or disaster related materials, supplies, goods and services, including any agricultural harvests or other food products; and

**WHEREAS:** The uninterrupted supply of petroleum products, emergency or disaster related materials, supplies, goods and services, including any agricultural harvests or other food products, is an essential need of the public and any perceived or actual shortage threatens public welfare; and

**WHEREAS:** The Federal Motor Carrier safety regulations, 49 C.F.R. 390, et seq., limit the hours operators of commercial motor vehicles may drive; and

**WHEREAS:** 49 C.F.R. 390.23 allows the Governor of a state to suspend these rules and regulations for up to thirty (30) days, if the Governor determines an emergency condition exists; and

**WHEREAS:** Georgia law vests the Governor in O.C.G.A. § 38-3-51 with the authority to bring emergency situations under control by issuing orders, rules, and regulations to protect the safety and welfare of the public.

**NOW, THEREFORE, PURSUANT TO THE AUTHORITY VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, IT IS HEREBY**

**ORDERED:** That the federal rules and regulations limiting hours operators of commercial vehicles may drive are suspended to ensure the uninterrupted supply of petroleum products, emergency or disaster related materials, supplies, goods and services,

including any agricultural harvests or other food products, throughout Georgia. This declared emergency justifies a suspension of Part 395 (driver's hours of service) of Title 49 of the Code of Federal Regulations. The suspension will remain in effect for ten (10) days or until the emergency condition ceases to exist, whichever is less. Nothing herein will be construed as an exemption from the Commercial Driver's License requirements in 49 C.F.R. 383 and the financial requirements in 49 C.F.R. 387.

**IT IS FURTHER**

**ORDERED:** That no motor carrier operating under the terms of this emergency declaration will require or allow an ill or fatigued driver to operate a motor vehicle. A driver who notifies a motor vehicle carrier that he or she needs immediate rest will be given at least ten (10) consecutive hours off-duty before being required to return to service.

**IT IS FURTHER**

**ORDERED:** That weight, height, and length for any such vehicle traveling through the state of Georgia for the purposes of providing disaster relief and/or preparation, which traverses roadways maintained by the state of Georgia, shall not exceed the following:

- A. A maximum gross vehicle weight for vehicles equipped with five (5) weight bearing axles, with an outer bridge span of not less than fifty one (51) feet, shall not exceed a gross vehicle weight of ninety five (95) thousand pounds, a maximum width of ten (10) feet and an overall length of one hundred (100) feet. Continuous travel is authorized, with the proper escorts.
- B. If the width of said vehicle exceeds eight (8) feet six (6) inches and is traveling after daylight, defined as thirty (30) minutes before sunset to thirty (30) minutes after sunrise, the transporter is required to have a vehicle front and a rear escort/amber light when traveling on a two lane roadway and a vehicle rear escort when traveling on a four lane highway. Transporters are responsible for ensuring they have proper oversize signs, markings, flags, and escorts as defined in the Georgia Department of Transportation Rules and Regulations.

**IT IS FURTHER**

**ORDERED:** That commercial vehicles operating outside the normal weight, height, and length restrictions under the authority of this Executive Order shall be issued permits by the Georgia Department of Public Safety. Said vehicles shall be subject to any special conditions the Georgia Department of Public Safety may list on applicable permits. Nothing in this Executive Order shall be construed to allow any vehicle to exceed weight limits posted for bridges and like structures, nor shall anything in this Executive Order be construed to relieve compliance with restrictions other than those specified in this Executive Order or from any statute, rule, order or other legal requirement not specifically waived herein.

Oversize permits may be issued by the Georgia Department of Public Safety, Motor Carrier Compliance Division, during normal business hours, Monday through Friday by calling 404-624-7700 or through the Georgia Permitting and Routing Optimization System online portal at <https://gapros.dot.ga.gov/>.

**IT IS FURTHER**

**ORDERED:** That this Executive Order does not suspend operation of any state or federal law or regulation, except as specifically described herein.

This Executive Order shall be valid for a period of eleven (11) days, beginning on August 29, 2019, and ending at 11:59 p.m. on September 9, 2019.

This 29<sup>th</sup> day of August, 2019, at 3:10 AM/PM

  
GOVERNOR