

University of Memphis

University of Memphis Digital Commons

Executive Orders

Bill Haslam (2011-2019)

1-1-2018

No.69 An Order Declaring A State Of Emergency For The Purpose Of Ensuring The Uninterrupted Delivery Of Livestock And Poultry Feed And Live Poultry

Bill Haslam

Follow this and additional works at: <https://digitalcommons.memphis.edu/govpubs-tn-governor-bill-haslam-eo>

Recommended Citation

Haslam, Bill, "No.69 An Order Declaring A State Of Emergency For The Purpose Of Ensuring The Uninterrupted Delivery Of Livestock And Poultry Feed And Live Poultry" (2018). *Executive Orders*. 69. <https://digitalcommons.memphis.edu/govpubs-tn-governor-bill-haslam-eo/69>

This Executive Order is brought to you for free and open access by the Bill Haslam (2011-2019) at University of Memphis Digital Commons. It has been accepted for inclusion in Executive Orders by an authorized administrator of University of Memphis Digital Commons. For more information, please contact khggerty@memphis.edu.



STATE OF TENNESSEE
EXECUTIVE ORDER
BY THE GOVERNOR

No. 69

**AN ORDER DECLARING A STATE OF EMERGENCY FOR THE PURPOSE OF
ENSURING THE UNINTERRUPTED DELIVERY OF LIVESTOCK AND POULTRY
FEED AND LIVE POULTRY**

WHEREAS, the State and surrounding states have experienced prolonged severe winter weather, including ice, snow, freezing rain, and below-freezing temperatures; and

WHEREAS, this severe winter weather has caused, and continues to cause, extreme delays in the transportation of livestock and poultry feed products and live poultry; and

WHEREAS, the livestock and poultry industries are important to the State of Tennessee, and delayed delivery of livestock and poultry feed products and live poultry could adversely affect the health, welfare, and economy of the State; and

WHEREAS, ensuring an uninterrupted supply of livestock and poultry feed products and live poultry is of critical importance; and

WHEREAS, due to the severe winter weather the Federal Motor Carrier Safety Administration has issued a regional declaration of emergency suspending the hours of service requirements to allow the uninterrupted transportation of heating fuels, including propane.

NOW THEREFORE, I, Bill Haslam, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and law, including but not limited to Tennessee Code Annotated, Section 58-2-107, do hereby declare a state of emergency exists in Tennessee and order the following:

1. This state of emergency is being declared for the limited purpose of, in accordance with 49 C.F.R. § 390.23 as adopted by Tenn. Comp. R. & Regs. 1340-06-01-.08, providing a temporary exemption from the federal rules and regulations in 49 C.F.R., Part 395 limiting the hours of service for the operator of a commercial motor vehicle providing livestock and poultry feed products or live poultry during this state of emergency.

2. Nothing in this Order shall be construed as an exemption from the Commercial Driver's License requirements in 49 C.F.R. § 383, the financial requirements in 49 C.F.R. § 387, or applicable federal size and weight limitations.
3. No motor carrier operating under the terms of this Order shall require or allow an ill or fatigued driver to operate a motor vehicle. A driver who notifies a motor carrier that he or she needs immediate rest shall be given at least ten (10) consecutive hours off-duty before the driver is required to return to service.
4. As this Order is being issued for the limited purpose of transporting livestock and poultry feed products and live poultry, the provisions of Tennessee Code Annotated, Title 47, Chapter 18, Part 51, shall be suspended during the term of this Order suspending hours of service restrictions for the activities described herein, unless the provisions of Tennessee Code Annotated, Title 47, Chapter 18, Part 51, are otherwise in effect due to the issuance of a separate emergency declaration activating those provisions.
5. This Order shall remain in effect until 11:59 p.m., Central Standard Time, on January 31, 2018, at which time the suspension of any state laws and rules shall cease and be of no further force or effect.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 17th day of January, 2018.



GOVERNOR

ATTEST:



SECRETARY OF STATE

