



The State of Maryland

Executive Department

EXECUTIVE ORDER
01.01.2023.14

Emergency Severe Storm Efforts – Hours of Service

WHEREAS, A state of emergency has been declared for the entire State of Maryland due to the impending arrival of severe weather predicted for the State, expected to begin on September 22, 2023, in Maryland;

WHEREAS, The delivery of supplies and equipment to areas that may be stricken by this storm is vital to the preservation of life and property;

WHEREAS, The facilitated movement of these supplies and equipment is in the best interest of the citizens of Maryland;

WHEREAS, Having been advised and informed by the Maryland Department of Emergency Management that the State of Maryland is anticipating severe weather including high winds, tidal surge, inland flooding and isolated tornadoes and subsequent power outages, that an emergency exists in the State of Maryland and that resources may be requested;

NOW, THEREFORE, I, WES MOORE, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, HEREBY ORDER THE FOLLOWING RELIEF FOR HOURS OF SERVICE LIMITATIONS FOR VEHICLES TRANSPORTING EQUIPMENT OR SUPPLIES DIRECTLY RELATED TO THE SEVERE STORM EMERGENCY RELIEF EFFORTS.

1. Carriers and drivers operating under the provisions of this Order must adhere to all roadway restrictions of the Maryland State Highway Administration, Maryland Transportation Authority and local jurisdictions regarding roadway and bridge size and weight limitations.
2. Pursuant to the Code of Federal Regulations, 49 CFR Part 390.23, carriers and drivers of commercial motor vehicles transporting commodities related to storm relief efforts (e.g. heating oil, propane, gasoline, food, water, generators, storm debris removal equipment, etc.), carriers and drivers of commercial motor vehicles transporting debris or waste related to storm relief efforts shall be relieved from the Hours of Service (HOS) requirements of 49 CFR part 395, as adopted under Section 25-111, of the Maryland Transportation Article. This waiver does not relieve any carrier or operator from the requirements of 49 CFR part 392.3, relating to operating a commercial motor vehicle while fatigued.

3. Nothing in this Order relieves the carrier or driver of responsibility for the safe operation of the vehicle.

4. The provisions of this Order are not applicable to any part of the Interstate Highway System. Such relief is strictly under the purview of and must be independently declared by the appropriate federal agency. Any declaration so made and receiving concurrence by the Maryland Secretary of Transportation shall become a part of this Order.

7. This Order shall remain in effect until modified or rescinded by the Governor.

Given Under My Hand and the Great Seal of the State of Maryland, in the City of Annapolis, this 22nd Day of September, 2023.



Wes Moore
Governor

ATTEST:

Susan C. Lee
Secretary of State