



The State of Maryland

Executive Department

EXECUTIVE ORDER
01.01.2012.20

Emergency Hurricane Efforts - Vehicle Size and Weight Limits

WHEREAS, A state of emergency has been declared due to the impending arrival of Hurricane Sandy 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 Emergency Management Agency that there is the anticipation of severe weather, possible flooding and subsequent power outages, that an emergency exists in the State of Maryland and that resources may be requested;

NOW, THEREFORE, I, MARTIN O'MALLEY, 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 WEIGHT LIMITATIONS FOR VEHICLES TRANSPORTING EQUIPMENT OR SUPPLIES DIRECTLY RELATED TO HURRICANE SANDY EMERGENCY RELIEF EFFORTS.

1. Vehicles Transporting equipment or supplies directly related to hurricane emergency relief are allowed a 15% tolerance above any weight limited imposed by statute. Said tolerance shall be the only tolerance applicable to the vehicle. Vehicles exceeding this tolerance and carrying a non-divisible load shall obtain a hauling permit as required. No vehicle shall exceed any tire manufacturer's maximum load capacity rating.

2. The Administrator, Maryland State Highway Administration, or the Administrator's designee may temporarily waive or modify hauling permit restrictions and conditions deemed safe and appropriate to facilitate relief efforts.

3. Carriers and drivers operating under the provisions of this declaration 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.

4. 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, and drivers of utility vehicles 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.

5. Nothing in this declaration relieves the carrier or driver of responsibility for the safe operation of the vehicle.

6. 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
26TH day of October, 2012.

Handwritten signature of Martin O'Malley in cursive script.

Martin O'Malley
Governor

ATTEST:

Handwritten signature of John McDonough in cursive script.

John McDonough
Secretary of State