



**Federal Motor Carrier
Safety Administration**

September 29, 2025

**EXTENSION OF EMERGENCY DECLARATION
PURSUANT TO 49 CFR § 390.25
No. 2025-009**

OREGON

The United States Department of Transportation (USDOT), Federal Motor Carrier Safety Administration (FMCSA) declares that an emergency exists that warrants extension of the emergency declaration issued by the Governor of the State of Oregon to continue emergency relief granted from certain regulatory requirements in Parts 390-399 of the Federal Motor Carrier Safety Regulations (FMCSRs).¹ This Extension of Emergency Declaration is in response to severe wildfires and their effects on people and property, including immediate threats to human life, public safety, or public welfare. This Extension of Emergency Declaration addresses the emergency conditions creating a need for immediate transportation relating to the restoration of essential supplies and services, and provides necessary relief in the State of Oregon.

On July 16, 2025, due to active and growing wildfires along with continued warm and dry conditions and threat of wildfires over a broad area of the State posing a threat to property, public safety, and public welfare, the Governor of the State of Oregon issued an executive order declaring a state of emergency (See Executive Order 25-16). In accordance with 49 CFR § 390.23, the declaration resulted in up to 14 days of emergency regulatory relief from 49 CFR §§ 395.3 and 395.5. The emergency regulatory relief under 49 CFR § 390.23 related to the Oregon emergency declaration expired on July 30, 2025. On or about July 28, 2025, the State of Oregon requested FMCSA extend the emergency regulatory relief for commercial motor vehicle motor carriers and drivers providing direct assistance to the wildfire emergency. FMCSA issued an extension of the Oregon emergency declaration on July 29, 2025 granting specific regulatory relief through August 30, 2025. On August 24, 2025, the State of Oregon made a second request for extension of the emergency declaration; regulatory relief was granted by FMCSA through September 30, 2025. On September 23, 2025, the State of Oregon requested a third extension of the emergency declaration noting that there are currently twenty active fires of significance in Oregon, which have burned a total of 65,438 acres to date. Because emergency conditions have not abated, FMCSA is issuing this Extension of Emergency Declaration in accordance with 49 CFR § 390.25 and granting regulatory relief from 49 CFR §§ 395.3 and 395.5 as set forth herein.

The Extension of Emergency Declaration provides regulatory relief for commercial motor vehicle operations while providing direct assistance supporting emergency relief efforts related to the emergency resulting from wildfires in the State of Oregon. By execution of this Extension of Emergency Declaration, motor carriers and drivers providing direct assistance to the wildfire

¹ This Declaration is posted at <https://www.fmcsa.dot.gov/emergency-declarations>.

emergency in the State of Oregon are granted emergency relief from 49 CFR § 395.3, maximum driving time for property-carrying vehicles and 49 CFR § 395.5, maximum driving time for passenger-carrying vehicles, subject to the restrictions and conditions set forth herein. The regulatory relief under this Extension of Emergency Declaration applies regardless of the origin of the trip, so long as the carrier or driver is providing direct assistance to the State of Oregon. Direct assistance does not include transportation related to long-term rehabilitation of damaged physical infrastructure after the initial threat to life and property has passed, nor does it include routine commercial deliveries, including mixed loads with a nominal quantity of qualifying emergency relief added to obtain the benefits of the Declaration.

Emergency Declaration Restrictions & Conditions

By execution of this Extension of Emergency Declaration, motor carriers and drivers providing direct assistance to the emergency in the State of Oregon are granted emergency relief from regulations in 49 CFR 49 CFR §§ 395.3 and 395.5, subject to the following restrictions and conditions:

1. Nothing in this Extension of Emergency Declaration shall be construed as a waiver of or exemption from any applicable requirements or any portion of the FMCSRs (49 CFR Parts 350-399) including the controlled substance and alcohol uses and testing requirements (49 CFR Part 382), the commercial driver's license requirements (49 CFR Part 383), or the financial responsibility (insurance) requirements (49 CFR Part 387); Federal Hazardous Materials Safety Regulations (HMRs) (49 CFR Parts 100-180); vehicle size, and weight limitations, as well as route designations administered by the Federal Highway Administration (23 CFR Part 658; 23 U.S.C. § 127; 49 U.S.C. §§ 31111-31115); or any other regulations for which relief is not specifically granted herein.
2. Motor carriers or drivers currently subject to an out-of-service order are not eligible for the relief granted by this Extension of Emergency Declaration until they have met the applicable conditions for its rescission and the order has been rescinded in writing by the issuing jurisdiction.
3. This Extension of Emergency Declaration provides for regulatory relief from 49 CFR §§ 395.3 and 395.5 for commercial motor vehicle operations while providing direct assistance supporting emergency relief efforts. Direct assistance terminates when a driver or commercial motor vehicle is used in interstate commerce to transport cargo or provide services that are not in support of emergency relief efforts related to the emergency as set forth in this Extension of Emergency Declaration, or when the motor carrier dispatches a driver or commercial motor vehicle to another location to begin operations in commerce. (49 CFR § 390.23(e)). Upon termination of direct assistance to emergency relief efforts related to the emergency as set forth in this Extension of the Emergency Declaration, the motor carrier and driver are subject to the requirements of 49 CFR §§ 395.3 and 395.5 while operating commercial motor vehicles, except that a driver may return empty to the motor carrier's terminal or the driver's normal work reporting location without complying with 49 CFR §§ 395.3 and 395.5, except as noted herein. When a driver is moving from emergency relief efforts to normal operations, (1) if the driver is transporting property, a 10-hour break is required when the total time a driver is engaged in emergency relief efforts, or in a combination of

emergency relief and normal operations, equals or exceeds 14 hours; and (2) if the driver is transporting passengers, an 8-hour break is required when the total time a driver is engaged in emergency relief efforts, or a combination of emergency relief and normal operations, equals or exceeds 10 hours.

In accordance with 49 CFR § 390.25, this Extension of Emergency Declaration is effective immediately and shall remain in effect until the end of the emergency (*as defined in 49 CFR § 390.5T*) or until 11:59 P.M. (ET), October 31, 2025, whichever is earlier. FMCSA intends to continually review the status of this Declaration and the relief granted herein. As necessary, FMCSA may take action to modify this Extension of Emergency Declaration, including modification of the transportations and commodities covered by the Declaration, and extend, or terminate this Extension of Emergency Declaration if conditions warrant.

Issued this 29th day of September 2025

Federal Motor Carrier Safety Administration