

STATE OF MINNESOTA
EXECUTIVE DEPARTMENT



MARK DAYTON
GOVERNOR

Emergency Executive Order 13-14

Extending Relief from Regulations to Motor Carriers and Drivers Operating in the State of Minnesota

I, Mark Dayton, Governor of the State of Minnesota, by virtue of the authority vested in me by the Constitution and applicable statutes, do hereby issue this Executive Order:

Whereas, the entire upper Midwest is experiencing colder than average temperatures, and such weather is expected to continue; and

Whereas, the Cochin Pipeline, which transports propane from Canada to the United States, and supplies nearly 40% of the propane to Minnesota, is shut down for line reversal repair operations until December 17, 2013, and full supply of propane back to the Cochin terminals is not expected until December 20, 2013, stressing the distribution system further; and

Whereas, the remaining propane terminals in Minnesota are experiencing long lines and waits of up to six or more hours for propane; and

Whereas, motor carriers and drivers from Minnesota have had to travel to neighboring states to obtain propane; and

Whereas, propane is needed for homes, rural businesses, and agricultural livestock buildings in Minnesota.

Now, Therefore, I hereby order that:

1. A state of emergency continues in Minnesota that requires extended relief from regulations incorporated in Minnesota Statutes, section 221.0314, subdivision 9, pertaining to hours of service for motor carriers and drivers providing direct assistance in emergency relief efforts.
2. Motor carriers and drivers transporting propane to affected areas of the state and providing direct assistance for emergency relief efforts, are exempted from the regulations incorporated in Minnesota Statutes, section 221.0314, subdivision 9, pertaining to hours of service.
3. Nothing in this order shall be construed to relieve motor carriers and drivers transporting supplies and materials and providing direct assistance for emergency relief efforts from regulations pertaining to driver qualifications; driving of commercial motor vehicles; commercial drivers' licenses; drug and alcohol testing for drivers; or equipment, parts, and accessories necessary for the safe operation of vehicles.
4. No motor carrier or driver operating under the terms of this order shall require or allow an ill or fatigued driver to operate a motor vehicle. Any driver who informs a carrier that he or she needs immediate rest shall be given at least ten consecutive off-duty hours before the driver is required to return to service.
5. Upon the expiration of this order, or when a motor carrier or driver ceases to provide direct assistance to the emergency relief effort, a driver that has had at least thirty-four consecutive hours off-duty must be permitted to start his or her on-duty status hours and 60/70-hour clock at zero.

Pursuant to Minnesota Statutes, section 4.035, subdivision 2, this Emergency Executive Order is effective immediately and must be filed with the Secretary of State and published in the State Register as soon as possible after its issuance. Emergency relief from regulations for motor carriers and drivers transporting propane to affected areas of the state, shall remain in effect for 30 days or until the commercial motor carrier or driver ceases direct assistance in providing emergency relief, whichever occurs first. For purposes of this Emergency Executive Order, direct assistance is defined in Minnesota Statutes, section 221.0269, subdivision 3, paragraph (c). This Emergency Executive Order may be extended in accordance with Minnesota Statutes, section 221.0269, subdivision 2.

In Testimony Whereof, I have set my hand on this 9th day of December, 2013.



Mark Dayton
Governor

Filed According to Law



Mark Ritchie
Secretary of State

STATE OF MINNESOTA
EXECUTIVE DEPARTMENT

[Great Seal of the State of Minnesota]

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