



Andy Beshear
GOVERNOR

TRANSPORTATION CABINET

200 Mero Street
Frankfort, Kentucky 40601

Jim Gray
SECRETARY

OFFICE OF THE SECRETARY

OFFICIAL ORDER NO. 113925

SUBJECT: DECLARATION OF EMERGENCY, EXEMPTION OF HOURS OF SERVICE AND STOPPAGE AT WEIGH STATIONS

WHEREAS, a state of emergency exists in Kentucky and potentially other states in the surrounding areas due to forecasted torrential rains and flooding in Kentucky, and several states may suffer considerable damage and economic loss from the flooding, and accordingly, pursuant to KRS 189.233, and 49 CFR 390.23, I hereby declare that a state of emergency exists requiring relief from the hours of service imposed on commercial vehicles providing power restoration and delivering gasoline, propane and diesel fuel within the affected areas. This shall include any commercial vehicle responding to affected areas in response to power restoration and debris removal; and

WHEREAS, states are working in concert to assist with relief efforts in the affected areas; and

WHEREAS, inclement weather and flooding conditions may cause an emergency of national scope and the Commonwealth of Kentucky seeks to render mutual aid to assist in the federal and state disaster response; and

WHEREAS, inclement weather and flooding conditions may cause and/or contribute to widespread electrical outages and fuel shortages to a significant portion of the United States and the Commonwealth of Kentucky, distributing the delivery of vital services and products and thus affecting the public health, safety and welfare of its citizens; and

WHEREAS, 49 CFR Part 395, 49 CFR 390.23 and 601 KAR 1:005 impose maximum driving time upon the drivers of commercial vehicles; and

NOW, THEREFORE, pursuant to the authority vested in me by KRS 189.233, and 49 CFR 390.23, I hereby declare:

1. That a state of emergency exists requiring relief from the hours of service imposed on commercial vehicles providing power restoration and delivering gasoline, propane and diesel fuel within the affected areas. This shall include any commercial vehicle responding to affected areas in response to power restoration and delivering gasoline, propane and diesel fuel and debris removal; and

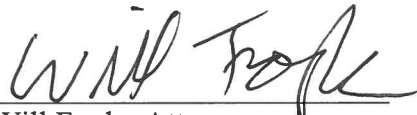
2. That conditions exist further requiring a waiver of stopping at all weigh stations for these commercial vehicles responding to the affected area; and
3. That commercial vehicles providing relief and vital products, and their operators shall be exempt from the hours of service imposed under 49 CFR Part 395, 601 KAR 1:005 and KRS 281.730 during the period of this emergency; and
4. That all other safety requirements shall remain in full force and effect; and
5. That any driver operating under the authority of this Official Order shall have a copy of the Order in the cab of the vehicle; and
6. Pursuant to 49 C.F.R. Section 390.23, I hereby waive 49 C.F.R. Section 395.3 for vehicles transporting loads that are for use in (1) providing direct assistance supporting emergency relief efforts including transporting essential fuels, food, water, non-alcoholic beverages, medical supplies, feed for livestock and poultry, (2) transporting livestock, poultry, and crops ready to be harvested, or (3) the restoration of utility and transportation services in response to the Severe Weather Event in Commonwealth of Kentucky.
7. This order shall remain in effect for a period of fourteen (14) days.
8. That all other safety requirements shall remain in full force and effect.



Jim Gray, Secretary
Kentucky Transportation Cabinet

Done this 14th day of February, 2025 at Frankfort, Kentucky.

Approved as to form and legality:



Will Fogle, Attorney
KYTC, Office of Legal Services