



IN THE OFFICE OF
SECRETARY OF STATE

SPRINGFIELD, ILLINOIS

EXECUTIVE ORDER

NUMBER 1 (2001)

AN EXECUTIVE ORDER REGARDING EMERGENCY RELIEF
FROM THE FEDERAL MOTOR CARRIER SAFETY REGULATIONS

WHEREAS, severe cold weather continues to seriously affect supplies of petroleum products; and

WHEREAS, on December 15, 2000, I signed Executive Order 16 (2000), wherein I declared that a state of emergency exists in Illinois that required the temporary relief from regulations incorporated in the Illinois and Federal Statutes and Regulations pertaining to the hour of service for motor carriers and drivers of commercial motor vehicles while transporting propane, heating oil and motor fuel; and

WHEREAS, the Executive Order 16 (2000) is in effect until 11:59 P.M. CST, January 3, 2001; and

WHEREAS, these severe weather conditions continue to create lengthy lines at propane terminals requiring delivery truck drivers, subject to Federal Motor Carrier Safety Regulations, to expend several more 'on duty' hours waiting for their trucks to be loaded resulting in an inordinate loss of available driving time under current regulations; and

WHEREAS, this situation has resulted in distribution and delivery problems and has affected the availability of propane, heating and motor fuels which could threaten the health and safety of Illinois citizens due to the inability to deliver these fuels; and

WHEREAS, Section 390.23 of the Federal Motor Carrier Safety Regulations provides that a Governor of a State may declare an emergency thereby exempting motor carriers or drivers operating a commercial motor vehicle from Parts 390 through 399 of the Federal Motor Safety Regulations (49 CFR 390.223);

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, hereby order the following:

1. A state of emergency still exists that requires relief from regulations incorporated in Illinois and Federal Statutes and Regulations pertaining to hours of service for motor carriers and drivers of commercial motor vehicles, while transporting propane, heating and motor fuels (49 CFR, Part 395).
2. That nothing herein shall be construed to relieve motor carriers and drivers from regulations pertaining to qualifications of drivers, driving of commercial motor vehicles, or parts and accessories necessary for the safe operation of vehicles.
3. No motor carrier operating under the terms of this emergency order shall require or allow a fatigued or ill driver to operate a motor vehicle. A driver who informs a carrier that he or she needs immediate rest shall be given at least eight consecutive hours off-duty before the driver is required to return to service.

4. Upon the expiration of the effective date of this emergency order, or when a driver has been relieved of all duty and responsibility to provide direct assistance to the emergency effort, a driver that has had at least 24 consecutive hours off-duty shall be permitted to start his or her on-duty status hours and 60/70 hour clock at zero.
5. That Executive Order Number 16 (2000) is hereby extended and shall remain in effect until 11:59 P.M. CST, January 17, 2001.



GEORGE H. RYAN
Governor

January 2, 2001

FILED
INDEX DEPARTMENT
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