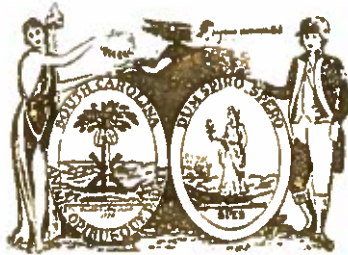


State of South Carolina

Executive Department



FILED

NOV 03 2016

Mark Hammond
SECRETARY OF STATE

Office of the Governor

EXECUTIVE ORDER NO.

2016-44

WHEREAS, a declaration of emergency exists in the State of Georgia due to the temporary shutdown of a primary fuel pipeline, threatening the public welfare and causing a need for the uninterrupted supply of gasoline throughout the State of Georgia; and

WHEREAS, the Governor of the State of Georgia has suspended federal regulations limiting the hours operators of commercial motor vehicles may drive pursuant to the Federal Motor Carrier Safety regulations, 49 CFR § 390, et seq.; and

WHEREAS, whenever a declaration of emergency is declared in Georgia that triggers relief under 49 CFR § 390.23, an emergency must be declared in this State pursuant to Section 56-5-70(B) of the South Carolina Code of Laws.

NOW, THEREFORE, pursuant to the powers conferred upon me by the Constitution and Statutes of the State of South Carolina and of the United States of America, I hereby determine that an emergency exists in the State South Carolina for the limited purpose of complying with the declaration of emergency in the State of Georgia and hereby suspend of Part 395 (drivers' hours of service) of Title 49 of the Code of Federal Regulations. I further direct the South Carolina Department of Transportation and the South Carolina Department of Public Safety, and the State Transport Police as needed, to suspend the federal rules and regulations that limit the hours operators of commercial vehicles may drive, in order to ensure the uninterrupted supply of equipment, goods, services, and any other item needing to be moved on the highways of the States of Georgia and South Carolina.

Nothing herein shall be construed as an exemption from the Commercial Driver's License requirements in 49 C.F.R. § 383 or the financial requirements in 49 C.F.R. § 387.

This Order shall take effect at 12:01 a.m. on Friday, November 4, 2016, and shall expire at 11:59 p.m. on Tuesday, November 15, 2016, the date set for the termination of the emergency declaration in the State of Georgia. Nothing herein shall affect the waiver authorized by Executive Order 2016-28 on October 4, 2016, regarding certain registration, permitting, length, width, weight, and load restrictions, which remains in effect through midnight on February 1, 2017, unless otherwise amended.



GIVEN UNDER MY HAND AND THE
GREAT SEAL OF THE STATE OF
SOUTH CAROLINA, THIS 3rd DAY OF
NOVEMBER, 2016.



NIKKI R. HALEY
Governor

ATTEST:



MARK HAMMOND
Secretary of State