



### **EXECUTIVE ORDER 2019-07**

WHEREAS, late spring and early summer flooding throughout the Midwest has greatly disrupted the transportation of certain goods and services and delayed the delivery of specific building materials, including cement and fly-ash; and,

WHEREAS, cement supply is critical to infrastructure projects throughout the State of North Dakota, including the new airport under construction in the City of Williston; and,

WHEREAS, the timely completion of the Williston airport is vital for the economic success of the northwest North Dakota. Completion of this airport will expand the transportation capacity within the Bakken region, an important economic driver for the state; and,

WHEREAS, a waiver of hours of service requirements will ensure that drivers of motor carriers can provide timely delivery and distribution of cement and fly-ash supply across highways to infrastructure projects throughout the state.

NOW, THEREFORE, Doug Burgum, Governor of North Dakota, by virtue of the authority set forth in Article V, Section 1 of the North Dakota Constitution and North Dakota Century Code Chapter 37-17.1, hereby declares that a state of emergency exists in North Dakota that requires relief from North Dakota Century Code Section 39-32-02 pertaining to hours of service for drivers of commercial motor vehicles transporting cement and fly-ash supply.

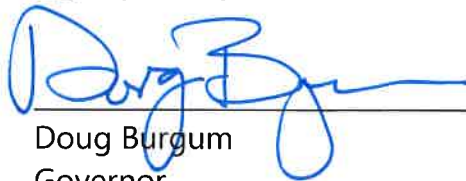
This order is issued based upon the foregoing and subject to the following conditions:

1. All road safety and vehicle compliance regulations still apply and will be fully enforced.
2. Nothing in this order shall be construed to relieve carriers operating under this order from regulations pertaining to qualifications of drivers, driving of commercial motor vehicles, or parts and accessories necessary for the safe operation of vehicles.
3. During the pendency of this order, carriers shall not require or allow fatigued drivers to operate a motor vehicle. A driver who informs a carrier that the driver

needs immediate rest shall be given at least ten consecutive hours before the driver is required to return to service.

This order is effective immediately and shall remain in effect for 30 days.

Executed at Bismarck, North Dakota, this 16 day of July 2019.



Doug Burgum  
Governor

ATTEST:



Alvin A. Jaeger  
Secretary of State

\_\_\_\_\_  
Deputy