



EXECUTIVE ORDER 2020-23.1

WHEREAS, on March 13, 2020, President Donald Trump issued a declaration of national emergency due to the growing COVID-19 crisis in the United States; and,

WHEREAS, a state of emergency was declared by Governor Doug Burgum on March 13, 2020, in response to the public health crisis resulting from COVID-19; Executive Order 2020-03 activated the State Emergency Operations Plan (SEOP), implementing appropriate response and recovery actions and future mitigation measures; and,

WHEREAS, travel restrictions associated with the COVID-19 emergency declaration resulted in an oversupply of winter grade fuel, and delayed distribution of season-appropriate summer grade fuel in April, 2020. Executive Order 2020-23 was issued on April 7, 2020 to allow winter grade fuel to be sold and distributed in North Dakota through May 20, 2020; and,

WHEREAS, eliminating all non-essential travel, working from home and other necessary steps taken by North Dakota citizens to reduce community spread of the COVID-19 virus, has resulted in a continued oversupply of winter grade fuel for retailers and slowed the distribution of season-appropriate summer grade fuel; and,

WHEREAS, an extension of the relief under Executive Order 2020-23 will allow petroleum retailers to deplete existing stores of winter grade fuel, and shift distribution to season-appropriate summer grade fuel.

NOW, THEREFORE, Doug Burgum, Governor of North Dakota, by virtue of the authority vested under Article V, Section 1 of the North Dakota Constitution, hereby extends the temporary suspension of NDAC 33.1-34-01-01 under Executive Order 2020-23, to allow the excess stores of ASTM Class D-4/E-5 winter grade fuel to be sold and distributed in North Dakota from May 20 to June 10, 2020.

This order is in effect immediately and shall remain in effect until it is rescinded.

Executed at Bismarck, North Dakota, this 21st day of May, 2020.


Doug Burgum
Governor

ATTEST:


Secretary of State