

Emergency Declaration 09-15 Summary

Effective **December 1, 2009 at 12:01 a.m. Central Time** through **December 22, 2009 at 12:01 a.m. Central Time**.

In response to unseasonably heavy rainfall throughout Missouri, the Missouri Department of Transportation extends Emergency Declaration 09-12 to waive certain state and federal regulations for farmers and for private and for-hire motor carriers assisting Missouri farmers who must now rush to harvest row crops and transport commodities to storage facilities.

While this declaration is in effect, participating motor carriers:

- Will be limited to:
 - A loaded, gross weight no greater than ten percent (10%) above the gross licensed weight of the commercial motor vehicle;
 - Transport of row crop commodities from the farm to a storage facility, transportation from a storage facility to another storage facility or end user facility and empty return trips all within the State of Missouri.
 - When crossing a bridge, the driver must restrict the vehicle speed to no more than forty-five miles per hour (45 mph) and must center the truck between two lanes of the bridge.
 - Travel on highways **other** than Missouri interstate highways – **NO TRAVEL ON MISSOURI INTERSTATE HIGHWAYS**.

- Are not required to abide by Hours-of-Service laws.

- May benefit from the waiver while under load and when returning empty.

- **Must carry a copy of this declaration AND Emergency Declaration 09-12 in each vehicle that operates in response to relief efforts.**

NONE of the emergency provisions apply to carriers who are not directly involved in emergency relief efforts.

Carriers must read and understand the attached emergency declaration. In the event this note contradicts any information in the declaration, the declaration language shall rule.

EMERGENCY DECLARATION
09-15

WHEREAS, In response to unseasonably heavy rainfall throughout Missouri, Missouri farmers must rush to harvest row crops and transport commodities to storage facilities to avoid economic devastation; and

WHEREAS, these extreme weather conditions and the resulting delay in the harvest and transfer of row crop commodities to storage facilities require and will continue to require a massive public and private response to provide immediate, emergency assistance and continuing emergency relief to individual persons and businesses in need of transportation for row crop commodities, which are at risk of ruin, threatens to overload the available transportation systems to, from, and within the state of Missouri;

WHEREAS, Executive Order 07-01 issued January 2, 2007, and extended by Executive Order 08-40 on December 17, 2008, authorizes the Director of the Missouri Department of Transportation (hereinafter, MoDOT), or the Director's designee, to issue Emergency Declarations for the limited purpose of temporarily suspending certain usual and necessary federal and state laws, regulations and administrative rules for commercial motor vehicles and drivers while they are transporting property to assist in the emergency relief efforts during the emergency; and

WHEREAS, Pete K. Rahn, MoDOT Director, issued a Memorandum on January 5, 2009, delegating the authority to Jan Skouby, MoDOT Motor Carrier Services Director, to issue such Emergency Declarations for the limited purpose of suspending certain federal and state laws, regulations and administrative rules for commercial motor vehicle and drivers while they are transporting property to assist in the emergency relief efforts during the emergency; and

WHEREAS, the existing emergency declaration is due to expire at 12:01 a.m., Tuesday, December 1, 2009;

NOW THEREFORE, I, JAN SKOUBY, MOTOR CARRIER SERVICES DIRECTOR FOR MODOT, by virtue of the authority delegated to me by Director Rahn under Executive Order 07-01 and Executive Order 08-40, hereby extend Emergency Declaration 09-12 through 12:01 a.m., Tuesday, December 22, 2009. Except for the expiration date, all provisions contained in Emergency Declaration 09-12 shall and do continue to apply.

Executed this 30 day of November 2009.



Jan Skouby, Director
Motor Carrier Services Division
Missouri Department of Transportation
Jefferson City, Missouri