



**Vermont Department of Motor Vehicles
Enforcement and Safety Division
120 State Street
Montpelier, VT 05603-0001
Phone (802) 828-2078
Fax (802) 828-2092**

DECLARATION OF EMERGENCY NOTICE

By the authority as the Governor's designee, Commissioner Robert Ide, Vermont Department of Motor Vehicles has declared a regional emergency pertaining to the loss of services including fuel deliveries as well as utility and highway infrastructure.

The emergency declaration is issued in support of restoration of services associated with inclement weather damages from Hurricane/Tropical Storm Irene at locations throughout Vermont. This notice is effective beginning at **7:00 A.M., August 29, 2011**.

The following is ordered:

1. Any motor carrier or driver providing direct assistance in emergency relief may utilize the provisions of 49 CFR 390.23(a).
2. Nothing contained in this declaration shall be construed as an exemption from the Controlled Substances and Alcohol Use and Testing requirements (49 CFR 382), the Commercial Drivers License requirements (49 CFR 383), the Financial Responsibility requirements (49 CFR 387).
3. No motor carrier operating under the terms of this agreement 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 ten (10) consecutive hour's off-duty before the driver is required to return to service.
4. Motor Carriers that have an Out-of-Service Order in effect **cannot** take advantage of the relief from regulations that this declaration provides under Title 49 CFR 390.23.
5. Consistent with Title 49 CFR Part 390.23, this exemption shall not exceed the length of the motor carrier's or driver's direct assistance in providing emergency relief. The emergency notice will remain in effect for the **duration of the regional emergency** (as defined in Title 49 CFR 390.5) or **30 days (6:59 A.M., EST September 28, 2011)** whichever is less.
6. Drivers for motor carriers that operate under this Declaration of Emergency Notice must have a copy of this order in their possession.

Sincerely,

Robert Ide
Commissioner