

STATE OF MISSISSIPPI

Office of the Governor



EXECUTIVE ORDER NO. 1545

WHEREAS, on February 14, 2021, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann. § 33-15-11(b)(17), I issued a Proclamation declaring that a State of Emergency exists in the State of Mississippi as a result of extreme freezing temperatures and severe winter weather, including snow and freezing rain beginning February 13, 2021, and continuing; and

WHEREAS, the extreme freezing temperatures and severe winter weather beginning on February 13, 2021, has resulted in an increased utilization of residential heating fuel creating a shortage of residential heating fuel; and

WHEREAS, the extreme freezing temperatures and severe winter weather beginning on February 13, 2021, has limited and disrupted commercial vehicles from accomplishing their designated responsibilities of delivering residential heating fuel to customers throughout the State of Mississippi; and

WHEREAS, any unnecessary delay in the delivery of residential heating fuel to customers throughout the State of Mississippi during the State of Emergency will result in extreme hardship and threaten the public health and safety; and

WHEREAS, 49 C.F.R Section 390.23 authorizes a state governor, following the declaration of a State of Emergency, to exempt, for a period not to exceed thirty (30) days, any motor carrier or driver operating a commercial motor vehicle to provide direct assistance in providing emergency relief during an emergency from Parts 390 through 399 of Chapter 49, Code of Federal Regulations.

NOW, THEREFORE, I, Delbert Hosemann, Acting Governor of the State of Mississippi, pursuant to the authority vested in me under the Mississippi Constitution, the Mississippi Emergency Management Law as amended, Miss. Code Ann. § 33-15-1 *et seq.*, 49 C.F.R. Section 390.23, and in the public interest and for the general welfare, do hereby exempt any motor carrier or driver operating a commercial motor vehicle utilized for the delivery of residential heating fuel from Parts 390 through 399 of Chapter 49, Code of Federal Regulations. This Executive Order shall be effective upon execution and shall remain in full force and effect until 12:00 p.m. on Sunday, February 21, 2021, unless it is modified, amended, rescinded or superseded.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 14th day of February, in the year of our Lord, two thousand and twenty-one, and of the Independence of the United States of America, the two hundred and forty-fifth.

C. Delbert Hosemann, Jr.

**DELBERT HOSEMANN
ACTING GOVERNOR**

BY THE ACTING GOVERNOR

**MICHAEL WATSON
SECRETARY OF STATE**