



STATE OF OKLAHOMA
DEPARTMENT OF PUBLIC SAFETY

TO: Liquefied Petroleum Gas Administration
FROM: Tim Tipton, Commissioner of Public Safety
DATE: January 8, 2025
SUBJECT: Suspension of Application of 49 C.F.R. § 395.3 for Delivery Drivers of Residential Heating Fuel

As DPS Commissioner, I am in receipt of your January 8, 2025, status update and request for an extension of the hours of service exemption. The previously granted hours of service exemption from 12:01 a.m. CST on January 5, 2025, and will cease 11:59 p.m. CST on January 8, 2025. Specifically, you provide the following:

Current terminal wait times in Oklahoma and the surrounding states (Arkansas, Missouri, and Kansas) range between 3 to 8 hours, varying by location. Additionally, the weather forecast for the coming days predicts snow across Oklahoma tomorrow, which is expected to impact operations further.

Furthermore, companies will require additional time to replenish storage facilities to ensure adequate preparedness for potential future weather events.

In light of these circumstances, we strongly recommend extending the HOS waiver by a minimum of three additional days, with the potential for a five-day extension to align with the ongoing exemptions in Arkansas, Missouri, and Kansas, where no end date has been established at this time.

Pursuant to the delegation of authority by Governor J. Kevin Stitt in accordance with 49 C.F.R. § 390.23, due to the ongoing severe weather that began on January 5, 2025, I hereby extend the suspension of 49 C.F.R. § 395.3, for delivery drivers of residential heating fuel for the aforementioned inclement weather. The suspension of 49 C.F.R. § 395.3 shall extend from 12:00 a.m. CST on Thursday, January 9, 2025, and cease 11:59 p.m. CST on Sunday, January 12, 2025. All counties in Oklahoma are encompassed in the suspension of application of 49 C.F.R. § 395.3.

This limited suspension of 49 C.F.R. § 395.3 shall not be construed as the declaration of a natural or man-made emergency under the provisions of the Oklahoma Emergency Management Act of 2003 or any other Oklahoma law. Nor shall the limited suspension of 49 C.F.R. § 395.3 be construed as an exemption from the enforcement of any other laws, regulations, or rules pertaining to the operation of commercial motor vehicles.

Respectfully,

A handwritten signature in black ink, appearing to read "Tim Tipton".

Tim Tipton
Commissioner of Public Safety