



**COMMONWEALTH OF KENTUCKY  
TRANSPORTATION CABINET**

Frankfort, Kentucky 40622  
www.transportation.ky.gov/

**Matthew G. Bevin**  
Governor

**Greg Thomas**  
Secretary

OFFICE OF THE SECRETARY                      OFFICIAL ORDER NO. 111048

**SUBJECT:    DECLARATION OF EMERGENCY AND EXEMPTION OF HOURS  
                 OF SERVICE REGULATIONS FOR DELIVERY AND TRANSPORT  
                 OF LIVESTOCK AND LIVESTOCK FEED PRODUCTS**

WHEREAS, Kentucky and a significant portion of the United States has experienced a prolonged period of below-freezing temperatures and excessive snow fall; and

WHEREAS, current weather conditions have impacted travel and employee staffing at livestock processing plants; and

WHEREAS, cold temperatures and icy conditions across the nation and the Commonwealth have led to a tightening supply situation, and market demand has led to a sharp decline in livestock feed inventories and delays in transporting livestock from farm to other processing locations; and

WHEREAS, this situation has resulted in distribution, delivery and staffing problems for livestock feeds and the transport of livestock from farm to other processing locations, resulting in transporting delays to the point that operations are severely impacted within the Commonwealth, and shut down entirely at distribution points within the Commonwealth; and

WHEREAS, 49 CFR Part 395, KRS 281.730, 601 KAR 1:005 impose maximum driving time upon the drivers of motor carriers delivering feed products and agricultural products;

NOW THEREFORE, pursuant to the authority vested in me by KRS 281.730 and 49 CFR 390.23, I hereby declare:

1. That a state of emergency exists requiring relief from the hours of service imposed upon the transporters of livestock feed products and livestock;



2. That a commercial motor vehicle and its operator transporting livestock feed products and livestock shall be exempt from the hours of service imposed under 49 CFR Part 395, 601 KAR 1:005 and KRS 281.730 during the period of this emergency;
3. That all other safety requirements shall remain in full force and effect;
4. That this declaration of emergency shall remain in effect until 12:01 AM EDT, January 31, 2018;
5. That any driver operating under authority of this Declaration of Emergency shall have a copy of this Declaration in the cab of the vehicle.
6. This Order shall supersede and replace previously executed OFFICIAL ORDER 111046.



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Greg Thomas, Secretary  
Kentucky Transportation Cabinet

Done this 17<sup>th</sup> day of JANUARY, 2018 at Frankfort, Kentucky

Approved as to form and legality:



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Office of Legal Services