  
**State of Iowa**  
**Executive Department**

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

**PROCLAMATION OF DISASTER EMERGENCY**

**WHEREAS**, timely access to adequate supplies of heating fuels are necessary to continue to provide residential heating to citizens, of the State of Iowa particularly those in rural portions of the state; and

**WHEREAS**, timely access to adequate supplies of petroleum products are necessary to ensure the movement of supplies, goods, equipment, and fuels; and

**WHEREAS**, the State of Iowa is experiencing extremely cold weather; and

**WHEREAS**, drivers transporting heating fuels are experiencing long wait times at terminals and challenging driving conditions; and

**WHEREAS**, long wait times at petroleum product terminals, combined with the need to truck fuels over long distances, make it difficult for transporters to meet demand and comply with state and federal hours-of-service requirements; and

**WHEREAS**, the limited suspension of certain hours of service regulations for drivers of commercial motor vehicles transporting fuels in our state will increase the amount of these products transported throughout the State of Iowa, thereby reducing the damaging effects of this access constraint; and

**WHEREAS**, these conditions threaten the peace, health, and safety of the citizens of the State of Iowa and accordingly provide legal justification for the issuance of a Proclamation of a State of Disaster Emergency pursuant to Iowa Code § 29C.6(1).

**NOW, THEREFORE, I, KIMBERLY K. REYNOLDS**, Governor of the State of Iowa, by the power and authority vested in me by the Iowa Constitution Art. IV, §§ 1, 8 and Iowa Code § 29C.6 (1), and all other applicable laws, do hereby proclaim a **STATE OF DISASTER EMERGENCY** for the entire state of Iowa and do hereby **ORDER** and **DIRECT** the following:

**SECTION ONE.** Pursuant to Iowa Code § 29C.6(6), I temporarily suspend the regulatory provisions of Iowa Code § 321.449 pertaining to the following:

- A) Hours of service for crews and drivers delivering gasoline, diesel fuel, kerosene, ethanol, and biodiesel, and propane used for agricultural and commercial purposes, during the duration of this disaster, subject to the conditions listed.
- B) Hours of service for crews and drivers delivering residential heating fuels including propane, natural gas, and other fuels used for residential heating purposes during the duration of this disaster, subject to the conditions listed.
- C) Nothing contained in this Proclamation shall be construed as an exemption from the controlled substances and alcohol use and testing requirements under 49 CFR Part 382, the commercial drivers' license requirements under 49 CFR Part 383, the financial responsibility requirements of 49 CFR Part 387, or any other portion of the Code of Federal Regulations not specifically identified in this proclamation.



- D) No motor carrier operating under the terms of this proclamation 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 consecutive hours off duty before the driver is required to return to service.
- E) Upon the request of a driver, a commercial motor carrier operating under this proclamation must give a driver at least thirty-four (34) consecutive hours off when the driver has been on duty for more than seventy (70) hours during any eight consecutive days.
- F) Motor carriers that have an out-of-service order in effect may not take advantage of the relief from regulations that this declaration provides under title 49 CFR § 390.23.
- G) Upon the expiration of the effective date of this Proclamation, or when a driver has been relieved of all duty and responsibility to provide direct assistance to the emergency effort, a driver that has had at least thirty-four (34) consecutive hours off duty shall be permitted to start his or her on-duty status hours and 60/70 hour clock at zero.

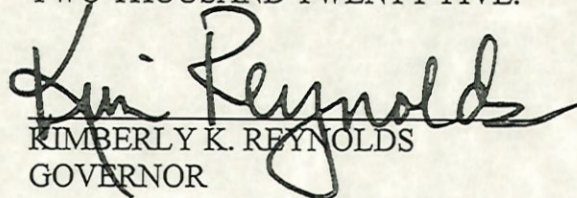
**SECTION TWO.** Nothing contained in this declaration shall be construed as an exemption from any other portion of the Iowa Code or Iowa Administrative Code not specifically identified in this proclamation.

**SECTION THREE.** This state of disaster emergency shall be effective immediately and shall continue as follows:

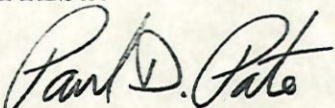
- A) Fourteen (14) days for crews and drivers delivering gasoline, diesel fuel, kerosene, ethanol, and biodiesel, and propane used for agricultural and commercial purposes, and shall expire on February 28, 2025, at 11:59 p.m., unless sooner terminated or extended in writing by me. Iowa Code § 29C.6(1).
- B) Fourteen (14) days for crews and drivers delivering residential heating fuels including propane, natural gas and other fuels for residential heating purposes and shall expire on February 28, 2025 at 11:59 p.m., unless sooner terminated or extended in writing by me. Iowa Code § 29C.6(1).



IN TESTIMONY WHEREOF, I HAVE  
HEREUNTO SUBSCRIBED MY NAME AND  
CAUSED THE GREAT SEAL OF THE STATE  
OF IOWA TO BE AFFIXED AT DES MOINES,  
IOWA THIS FOURTEENTH DAY OF  
FEBRUARY IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-FIVE.

  
KIMBERLY K. REYNOLDS  
GOVERNOR

ATTEST:

  
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PAUL D. PATE  
SECRETARY OF STATE