



# Oregon

Tina Kotek, Governor

Oregon Department of Transportation

Office of the Director

355 Capitol St, NE MS 11

Salem, OR 97301

**July 16, 2024**

**ATTN: Motor Carriers**

**RE: Emergency Waiver Granting Suspension of Hours of Service Regulations in Response to Oregon Wildfire Activity**

Due to the imminent threat of wildfire across the state, Governor Kotek has declared a state of emergency for Oregon effective July 12, 2024 ([Executive Order No. 24-13](#)). Pursuant to 49 CFR 390.23(b), Parts 395.3 and 395.5 (hours of service regulations) shall not apply to a motor carrier or driver operating a commercial motor vehicle so long as the motor carrier or driver is providing direct assistance for emergency relief efforts related to this emergency. This exemption stands during the emergency period or 14 days from the date of the initial declaration of emergency, whichever is less.

**Note the following:**

Motor carriers or drivers currently subject to an out-of-service order are not eligible for the exemption until the order expires or they have met the conditions for its rescission.

This exemption shall not exceed the duration of direct assistance in providing emergency relief.

Nothing contained in this declaration shall be construed as an exemption from the controlled substances and alcohol use and testing requirements (49 CFR Part 382), the commercial driver's license requirements (49 CFR Part 383), the financial responsibility (insurance) requirements (49 CFR Part 387), operating authority (49 CFR Part 365) or any other portion of the regulations not specifically identified.

You must comply with all size and weight regulations. Vehicles responding to emergencies are still required to enter open scale facilities when a sign posted before the scale reads "All Trucks Over 20,000# GVWR Next Right", or with a GVWR of 10,000# or greater without this posted sign, unless they are operating with red warning lights and/or siren.

If stopped, be sure to let enforcement personnel know that you are responding to an emergency.

**Thank you,**

**Kris Strickler**

**Director, Oregon Department of Transportation**