



Division of Emergency Management/Homeland Security

2478 Fairview Drive
Carson City, Nevada 89701
<http://dem.state.nv.us/>

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Gail Powell
Public Information Officer
Nevada Department of Public Safety
Emergency Management/Homeland Security
775-687-0325
gpowell@dps.state.nv.us

Media Advisory

Governor Sandoval Declares State of Emergency

Carson City, NV - This afternoon, Governor Brian Sandoval, declared a state of emergency due to extreme winter conditions in Nevada. Prolonged periods of freezing temperatures have increased the demand for propane in the State of Nevada.

This declaration addresses the current demand for propane that exceeds the capability of private sector efforts. It suspends Federal Motor Carrier Safety Regulation 49 CFR 395.3 and Nevada Administrative Code (N.A.C.) 706.247 that mandate the number of hours an operator can drive in a given shift. This state of emergency is in effect for fifteen (15) days for any motor carrier or driver operating a commercial motor vehicle that supplies propane in response to this emergency.

Declaring a state of emergency ensures resources from the local, state and federal level are available to assist as needed during this emergency.

“The declaration is a precautionary measure to ensure propane truck operators can support the needs of Nevada citizens during this prolonged cold weather pattern,” Sandoval said.

The Governor, under his constitutional and statutory authority, can declare a state of emergency when events occur that threaten the health and safety of Nevada citizens.

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DECLARATION OF EMERGENCY

Whereas, Nevada Revised Statute 414.070 authorizes the Governor to issue a proclamation declaring a state of emergency when a natural disaster of major proportions has occurred within this state, and the invocation of the Governor's emergency powers is necessary to protect the health and safety of persons in this state;

Whereas, extreme winter conditions, specifically, prolonged periods of freezing temperatures, have increased the demand for propane in the State of Nevada;

Whereas, efforts to respond to the increased demand for propane have been insufficient due to federal and state regulations that limit the hours of service for motor carriers and drivers who supply propane;

Whereas, pursuant to 49 C.F.R. § 390.23 and Nevada Administrative Code 706.247, certain motor carrier safety regulations may be suspended in response to a declared emergency by the Governor; and

Now Therefore, I, Brian Sandoval, Governor of the State of Nevada, pursuant to the authority vested in me by the Constitution and laws of the State of Nevada and the United States, hereby declare a state of emergency arising from the extreme winter conditions that have increased the demand for propane beyond the capability of private sector efforts, and hereby direct as follows:

1. The hours of service requirements contained in 49 C.F.R. § 395.3 of the Federal Motor Carrier Safety Regulations, adopted pursuant to NAC 706.247, are hereby suspended for a period of fifteen (15) days for any motor carrier or driver operating a commercial motor vehicle that supplies propane in response to this emergency.
2. The Director of the Nevada Department of Public Safety is directed to take all appropriate steps to comply with the intent of this declaration.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nevada to be affixed at the State Capitol in Carson City this 15th day of January, in the year two thousand thirteen.

GOVERNOR

By the Governor:

SECRETARY OF STATE

DEPUTY SECRETARY OF STATE

