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SECRETARY OF STATE  
PUBLICATIONS



STATE OF TENNESSEE  
**EXECUTIVE ORDER**  
BY THE GOVERNOR

No. 57

**AN EMERGENCY ORDER SUSPENDING PROVISIONS OF CERTAIN  
VEHICLE RESTRICTIONS TO PROVIDE RELIEF TO VICTIMS OF FLOODING  
IN LOUISIANA**

**WHEREAS**, portions of Louisiana have been devastated by severe storms and flooding beginning on August 11, 2016; and

**WHEREAS**, many residents of these devastated areas have been rendered homeless or are unable to return to their homes; and

**WHEREAS**, the Federal Emergency Management Agency ("FEMA") seeks to move emergency mobile housing units to Louisiana by using vehicles to transport them through Tennessee and other states; and

**WHEREAS**, FEMA requests that Tennessee assist in the transport of these mobile housing units through Tennessee to the devastated areas of Louisiana by suspending certain transportation restrictions; and

**WHEREAS**, Tennessee Code Annotated, Section 58-2-101(5), provides that a "disaster" means "any natural, technological, or civil emergency that causes damage of sufficient severity and magnitude to result in a declaration of a state emergency by a county, the governor, or the president of the United States" and that a "major disaster" means "a disaster that will likely exceed local capabilities and require a broad range of state and federal assistance"; and

**WHEREAS**, on August 12, 2016, the Governor of Louisiana declared a state of emergency as a result of the severe weather event; and

**WHEREAS**, on August 14, 2016, the President of the United States declared that a major disaster exists in Louisiana as a result of the severe storms and flooding (DR-4277); and

**WHEREAS**, the state has a statutory duty to cooperate with federal emergency management agencies and other states in matters pertaining to emergency management in the state and the nation; and

**WHEREAS**, Tennessee Code Annotated, Section 58-2-107(e)(1), provides that the Governor is authorized to “[s]uspend any law, order, rule or regulation prescribing the procedures for conduct of state business or the orders or rules or regulations of any state agency, if strict compliance with any such law, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency”; and

**WHEREAS**, a state of emergency exists as a result of the major disaster that occurred in Louisiana.

**NOW THEREFORE**, I, Bill Haslam, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and law, including but not limited to Tennessee Code Annotated, Section 58-2-107, do hereby declare the following, in recognition of the state of emergency and major disaster declared in the State of Louisiana:

1. This Executive Order is being issued for the limited purpose of, and in accordance with Tennessee Code Annotated, Section 58-2-107(e)(1), providing a temporary suspension of the provisions of Tennessee Code Annotated, Section 55-4-401, through Tennessee Code Annotated, Section 55-4-413, Tennessee Code Annotated, Section 55-7-201, through Tennessee Code Annotated, Section 55-7-209, and Tenn. Comp. R. & Regs. 1680-07-01-.01 through Tenn. Comp. R. & Regs. 1680-07-01-.24 that set forth maximum height, length, and width limitations in the case of vehicles that are transporting FEMA mobile housing units to Louisiana, subject to the following conditions:
  - a. Vehicles transporting FEMA mobile housing units shall be permitted only to travel on: (1) Interstate 81, Interstate 40, Interstate 640, Interstate 75, and Interstate 24 as is necessary to travel from the point where Interstate 81 crosses the border between Virginia and Tennessee to the point where Interstate 24/ Interstate 75 crosses the border between Tennessee and Georgia; (2) Interstate 65 as is necessary to travel from the point where Interstate 65 crosses the border between Kentucky and Tennessee to the point where Interstate 65 crosses the border between Tennessee and Alabama; and (3) other state-maintained roads as may be required to obtain access to needed services off of the aforementioned Interstate highways, without any restrictions on their time of movement except as may otherwise be provided in this Executive Order.
  - b. The outer bridge span of any five-axle truck tractor/semi-trailer shall be no less than fifty-one feet (51’). No vehicle’s overall length shall exceed one-hundred feet (100’), and no vehicle’s height shall exceed fourteen feet, four inches (14’ 4”).
  - c. Vehicles exceeding eight feet, six inches (8’ 6”) in width, but not exceeding fourteen feet, six inches (14’ 6”) in width, may travel seven (7) days per week

during daylight or nighttime hours without any time restrictions except as designated herein.

- d. To promote public safety by avoiding “rush hour” traffic, vehicles shall not transport any load authorized herein between the hours of 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m. (local time) Monday through Friday in Knox, Hamilton, Davidson, and Williamson Counties.
  - e. To promote public safety in anticipation of the heavy traffic conditions accompanying The University of Tennessee – Knoxville’s home football games on October 15, November 5, November 12, and November 19, 2016, vehicles shall make all reasonable efforts to avoid transporting any load authorized herein in Knox County four (4) hours before the to-be-determined start time of such games and four (4) hours after the conclusion of such games.
  - f. Transporters are responsible for ensuring that they have proper oversize load signs, markings, flags, and escorts as required by the Tennessee Department of Transportation’s rules and regulations for overdimensional movements on Tennessee’s roads, except that a contracted FEMA carrier may use a single escort to escort up to three (3) overdimensional loads.
  - g. This Executive Order shall serve as a special permit for transporting any load authorized herein. Transporters shall keep a copy of this Order and appropriate identification designated by FEMA in their vehicle while transporting any load permitted by this Order.
  - h. This Executive Order does not waive or suspend the maximum weights set forth in Tennessee Code Annotated, Section 55-7-203.
  - i. This Executive Order does not waive or suspend the requirements for a commercial driver license and proper and current logs.
2. Any request by vehicles carrying appropriate identification designated by FEMA that are transporting FEMA mobile housing units to Louisiana for a special permit to transport loads in excess of the foregoing weight, height, length, and width limits or other restrictions shall be given expedited consideration and may be approved within the discretion of the Tennessee Department of Transportation’s Office of Overweight and Overdimensional Permits. The Commissioner of Transportation shall have the authority to waive any otherwise applicable permit fees related to such a request.
  3. The provisions of Tennessee Code Annotated, Section 47-18-5101 *et seq.*, are not applicable to this Executive Order suspending the maximum height, length, and width limitations for the activities described herein.
  4. This Order shall remain in effect through December 1, 2016.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 13th day of October, 2016.

  
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GOVERNOR

ATTEST:

  
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SECRETARY OF STATE



[SIGNATURE PAGE TO EXECUTIVE ORDER NO. 57]