



COLORADO

State Patrol

Department of Public Safety

Colorado State Patrol
700 Kipling St
Lakewood CO 80215

Saturday, September 9, 2017

Dear Colorado Law Enforcement Personnel and Commercial Motor Carriers,

Pursuant to declared Disaster Emergencies, and pursuant to **49 CFR Part 390.23(2)(A) Relief From Regulations**-The Chief of the Colorado State Patrol hereby exempts Part 395 of 49 CFR, which shall not apply to motor carriers and drivers operating a commercial motor vehicle providing direct emergency relief as defined in 49 CFR Part 390.5 for this disaster emergency. This exemption is in response to relief and recovery efforts in Texas and Louisiana after Tropical Storm Harvey and future relief and recovery following Hurricane Irma in the state of Florida.

Participating motor carriers are limited to the width, length and weight restrictions as enforced by Colorado Statute. Please contact the Colorado Department of Transportation Oversize / Overweight Permits at 303-757-9539 for variance application.

This exception shall not be construed as an exemption from C.R.S. Title 42, Traffic Code, as it relates to general motor vehicle safety, state and federal financial responsibility requirements, commercial driver's license requirements, or any federal motor carrier safety regulations not specifically identified including 49 CFR 392.3 which prohibits Ill or Fatigued drivers from operating a commercial motor vehicle. Motor Carriers or drivers currently subject to an out-of-service order issued by the Federal Motor Carrier Safety Administration are not eligible for the exception until the order expires or the conditions have been met.

Except as provided in § 390.25, this exemption shall become effective immediately and shall continue in effect for 30 calendar days. The exemption will then be reviewed. This exemption may be terminated earlier if the need no longer exists.

If we can be of further assistance, please contact Captain David Aldridge at 303-273- 1875 or on his cell at 720-402-7817.

Sincerely,

Chief Scott Hernandez
Colorado State Patrol

