

State of Delaware



Executive Department
Dover

THIRD REVISION TO THE DECLARATION OF A STATE OF EMERGENCY FOR THE STATE OF DELAWARE DUE TO A PUBLIC HEALTH THREAT

WHEREAS, on January 3, 2022, at 11:30 a.m. E.S.T., I issued a State of Emergency for the State of Delaware due to a Public Health Threat, a complete copy of which is incorporated herein by reference and available at <https://de.gov/covidorders>; and

WHEREAS, on January 10, 2022, at 7:30 p.m. E.S.T., I issued an Amended First Revision to the State of Emergency for the State of Delaware due to a Public Health Threat, requiring Delawareans to wear masks in indoor public settings, including convenience stores, grocery stores, gyms, restaurants, bars, hair salons, malls, and casinos; and

WHEREAS, on January 14, 2022, at 8:00 a.m. E.S.T., I issued the Second Revision to the State of Emergency for the State of Delaware due to a Public Health Threat, allowing the Division of Public Health (DPH) to approve alternative mitigation measures in place of the mask mandate for professional and NCAA athletes; and

WHEREAS, COVID-19 has directly impacted the number of commercial motor vehicle drivers able to drive and move essential supplies and provide critical services throughout the State, including the intrastate movement of poultry and poultry supplies which is critical to Delaware's economy; and

WHEREAS, in the interest of protecting the citizens of this state from a public health threat, the Governor is authorized by law to issue an order reasonably necessary to suspend the provisions of any regulatory statute prescribing the procedures for conducting state business, or the orders, rules, or regulations of any state agency, where strict compliance with such provisions may hinder necessary action in coping with the emergency.

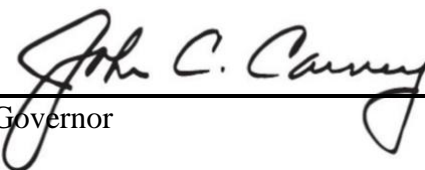
NOW, THEREFORE, I, JOHN C. CARNEY, pursuant to Title 20, Chapter 31 of the Delaware Code, to control and prevent the spread of COVID-19 within the State of Delaware, do hereby order that the following provisions are hereby modified and shall become effective on January 31, 2022, at 12:00 p.m. E.S.T, by making insertions as shown by italics as follows:

D. MISCELLANEOUS. STATE GOVERNMENT.

- 1. Transportation. The Secretary of the Delaware Department of Transportation is authorized to issue waivers of state enforcement of laws and regulations applicable to commercial motor vehicles operating in support of a declared emergency in accordance with 21 Del. C. Chapter 45 and 49 CFR §390.23(a)(1)(i)(A).*

E. MISCELLANEOUS.

APPROVED this 31st day of January 2022 at 10:00 a.m.


Governor