

STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER 26-02

**FOR: WAIVER OF HOURS OF SERVICE REGULATIONS RELATING TO
MOTOR CARRIERS AND DRIVERS TRANSPORTING PROPANE
GAS AND CRUCIAL AGRICULTURE PRODUCTS**

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, thousands of Hoosiers depend upon propane gas to heat their homes, businesses, schools, and public buildings;

WHEREAS, the State of Indiana has experienced a significant increase in demand for propane gas due to snow and extraordinarily cold weather here and in the Midwest;

WHEREAS, the extraordinary weather may also impact agricultural supply chains throughout the effected area of the State;

WHEREAS, Indiana's agricultural supply chains are critical to preserving affordable food for Hoosiers and throughout the County;

WHEREAS, propane haulers are not able to keep up with demand due to terminals being down, low availability of product, and excessively long wait times at terminals;

WHEREAS, the suspension of certain hours of service regulations for the drivers of commercial motor vehicles transporting propane gas and agricultural products in our State will help ensure that adequate supplies are distributed throughout the State of Indiana;

WHEREAS, drivers of commercial motor vehicles, including those who transport and deliver propane gas, are statutorily limited in the number of hours they may operate in any given day pursuant to 49 CFR § 395 of the Federal Motor Carrier Safety Regulations, incorporated by reference under Indiana Code § 8-2.1-24-18;

WHEREAS, applicable federal regulations include 49 CFR § 390 through 49 CFR § 399, which allow for an exemption to be issued in connection herewith;

WHEREAS, under Indiana Code § 10-14-3-12, the Governor may suspend the provisions of any regulatory statute prescribing procedures for conduct of state business, or the orders, rules, or regulations of any state agency, if strict compliance with any of the provisions would in any way delay, hinder, or prevent necessary action in coping with an emergency; and

WHEREAS, for the benefit of the State of Indiana and safety of its people, it is necessary and appropriate to assist with and expedite any and all efforts to obtain and transport propane gas and certain agricultural products throughout the State.

NOW, THEREFORE, I, Mike Braun, by virtue of the authority vested in me as Governor of the State of Indiana, do hereby order that:

1. Motor carriers and drivers transporting propane gas in the State of Indiana during this emergency shall be exempt from regulations restricting their hours of service under 49 CFR § 395, incorporated by reference under Indiana Code § 8-2.1-24-18. This exemption shall be effective from the time of issuance of this Executive Order until February 7, 2026, unless it is terminated or further extended by order of the Governor.

2. Motor carriers and drivers transporting poultry or livestock, as well as fuel or feed which is being transported for the care of poultry or livestock, in the State of Indiana during this emergency shall be exempt from regulations restricting their hours of service under 49 CFR § 395, incorporated by reference under Indiana Code § 8-2.1-24-18. This exemption shall be effective from the time of issuance of this Executive Order until February 7, 2026, unless it is terminated or further extended by order of the Governor.
3. Nothing contained in this declaration shall be construed as an exemption for any portion of the Motor Carrier Safety Regulations Act, other than those regulating hours of service.



IN TESTIMONY WHEREOF, I, Mike Braun, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana, on this 22nd day of January, 2026.

Mike Braun

Mike Braun
Governor of Indiana

Diego Morales

ATTEST: Diego Morales
Secretary of State