



OFFICE OF THE GOVERNOR

EXECUTIVE ORDER #311

Relating to a Proclamation Declaring a State of Emergency, Calling to Active Duty Elements of the Wisconsin National Guard under the Emergency Management Assistance Compact, and Allowing the Transportation of Emergency Relief Supplies

WHEREAS, Hurricane Michael, a Category 4 storm, made landfall in the Florida Panhandle on the afternoon of October 10, 2018, with the potential to cause life-threatening conditions and destruction of property for the populations of the States of Alabama, Florida, Georgia, North Carolina, and South Carolina, thus requiring assistance and other aid to areas affected by the storm; and

WHEREAS, the governors of the States of Alabama, Florida, Georgia, North Carolina, and South Carolina have declared that a state of emergency exists in their respective states in anticipation of Hurricane Michael; and

WHEREAS, President Trump has declared a state of emergency in the State of Florida, ordering federal assistance to supplement the response efforts due to the future emergency conditions resulting from Hurricane Michael; and

WHEREAS, a request is expected to be made by the states affected by Hurricane Michael for the assistance of other State's National Guard forces under the Emergency Management Assistance Compact (EMAC); and

WHEREAS, a response by the Wisconsin National Guard cannot be made under EMAC, section 323.80 of the Wisconsin Statutes, without a declaration of emergency and an authorization to utilize the Wisconsin National Guard personnel in state active duty; and

WHEREAS, personnel and resources of the Wisconsin Army and Air National Guard are required and critical for this EMAC response; and

WHEREAS, the potential catastrophic damage from Hurricane Michael creates a need to transport large amounts of emergency relief supplies—including food, clothing, fuel, building materials, and medical supplies—on Wisconsin highways; and

WHEREAS, allowing the transportation of emergency relief supplies and equipment in a safe manner, and as described in this Order, will benefit those affected by Hurricane Michael; and

WHEREAS, on October 9, 2018, in anticipation of Hurricane Michael and its anticipated effects on people and property, including the immediate threat to human life or public welfare, the Regional Field Administrator for the Federal Motor Carrier Safety Administration's Southern Service Center issued a Regional Declaration of Emergency in the States of Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee, and an exemption from Parts 390 through 399 of Title 49 Code of Federal Regulations, subject to restrictions; and

WHEREAS, the Secretary of the Wisconsin Department of Transportation has waived the fee required to obtain a 72-hour trip permit for vehicles traveling into Wisconsin that are not registered in Wisconsin nor enrolled in the International Registration Plan (IRP)


of the International Fuel Tax Agreement (IFTA) and are providing emergency relief and assistance to the areas affected by Hurricane Michael;

NOW THEREFORE, I, SCOTT WALKER, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this State, and specifically by sections §§ 321.39(1)(a), 323.10, and 323.12(3)-(4) of the Wisconsin Statutes, and section 390.23 of Title 49 of the Code of Federal Regulations, do hereby:


1. Declare the catastrophic damage that could be caused by Hurricane Michael to be a potential natural disaster causing indirect impacts on the State of Wisconsin.
2. Proclaim the State of Wisconsin to be in a State of Emergency, and that the States of Alabama, Florida, Georgia, North Carolina, and South Carolina have requested assistance from the State of Wisconsin under the provisions of EMAC.
3. Direct all state agencies of the State of Wisconsin to assist the Wisconsin Department of Military Affairs in responding to Hurricane Michael.
4. Call to state active duty such elements of the Wisconsin National Guard as the Adjutant General deems necessary to assist in responding to EMAC in providing rescue and relief to those affected states.
5. Authorize the Adjutant General to use personnel called to state active duty pursuant to this Order in emergency status.
6. Order that interstate and intrastate carriers providing direct emergency relief and assistance relating to Hurricane Michael are relieved from the requirements contained in the Federal Motor Carrier Safety Regulations, Title 49 C.F.R. Parts 390-399, and Wis. Admin. Code chs. TRANS 325 and 327, subject to the restrictions and limitations described in the U.S. Department of Transportation, Federal Motor Carrier Safety Administration's October 9, 2018, Regional Declaration of Emergency Under 49 C.F.R. § 390.23. This relief is valid for the duration of the motor carrier's assistance in the disaster relief effort or the duration of this Order, whichever is less.
7. This Order does not suspend the operation of any State or federal laws within the State of Wisconsin except as specifically described in the Order. All other laws remain in full force and will be enforced.



By the Governor:


DOUGLAS LA FOLLETTE
Secretary of State

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this tenth day of October in the year two thousand eighteen.


SCOTT WALKER
Governor