



# *State of North Carolina*

**Roy Cooper**  
Governor

January 10, 2017

## **EXECUTIVE ORDER NO. 3**

### **NOTICE OF TERMINATION OF EXECUTIVE ORDERS 1 AND 2**

**WHEREAS**, Executive Order No. 1, issued on January 6, 2017, declared a state of emergency in North Carolina due to the potential and actual impacts of a winter storm; and

**WHEREAS**, Executive Order No. 2, issued on January 6, 2017, waived the maximum hours of service for drivers transporting supplies and equipment for utility restoration and essentials in commerce, and with the concurrence of the Council of State temporarily suspended size and weight restrictions on vehicles used for utility restoration and carrying essentials on the interstate and intrastate highways due to the potential and actual impacts of a winter storm. In addition, the order also directed the Department of Public Safety to suspend weighing equipment used for movement of crops, transporting livestock and poultry and feed for livestock and poultry.

**NOW, THEREFORE**, by the power vested in me as Governor by the Constitution and laws of North Carolina, **IT IS ORDERED**:

#### **Section 1.**

Pursuant to N.C.G.S. § 166A-19.20(c) the state of emergency that was declared by Executive Order No. 1 is terminated as of Tuesday, January 10, 2017 at 12:00 p.m.

#### **Section 2.**

Executive Order No. 2 will remain in effect until 11:59 p.m., Sunday, January 15, 2017. The order is amended to repeal the following clause:

**WHEREAS**, I have declared that a state of emergency as defined in N.C.G.S. §§ 166A-19.3(6) and 166A-19.3(19) exists due to the approaching winter storm and its likely impact in this State. The emergency area as defined in N.C.G.S. §§ 166A-19.3(7) and N.C.G.S. 166A-19.20(b) is the State of North Carolina; and

Replacing it with the following clause:

**WHEREAS**; although I have terminated Executive Order No. 1, issued on January 6, 2017, there continues to be a limited state of emergency as defined in N.C.G.S. §§ 166A-19.3(6) and 166A-19.3(19) only for the purposes of responding to ongoing impacts from the winter storm in this state. The emergency area as defined in N.C.G.S. §§ 166A-19.3(7) and N.C.G.S. 166A-19.20(b) is the State of North Carolina; and

**Section 3.**

Section 10 of Executive Order No. 2 is rewritten to read as follows:

As of 12:00pm on January 10, 2017, this order will no longer trigger the prohibitions against excessive pricing in the emergency area in North Carolina, notwithstanding the provisions of N.C.G.S. § 166A-19.23.

**Section 4.**

The remaining provisions in Executive Order No. 2 remain in effect until the order terminates at 11:59 p.m. on Sunday, January 15, 2017.

**IN WITNESS WHEREOF**, I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this tenth day of January in the year of our Lord two thousand and seventeen.



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Roy Cooper  
Governor

**ATTEST:**



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Elaine F. Marshall  
Secretary of State

