



February 1, 2023

Robin Hutcheson, Administrator
Federal Motor Carrier Safety Administration
1200 New Jersey Avenue SE,
Washington, DC 20590-0001

RE: Notice of Proposed Rulemaking FMCSA-2022-0028

Dear Administrator Hutcheson:

I am writing on behalf of the Energy Marketers of America (EMA) to request a 30-day extension of the comment deadline for the above- mentioned Notice of Proposed Rulemaking (NPRM) regarding amendments to waivers from certain provisions in the Federal Motor Carrier Safety Regulations (FMCSR) during a declared emergency.

EMA is a federation of 48 state energy marketing associations. EMA members transport and sell petroleum products to commercial and retail end users and are subject to the FMCSR requirements for property carrying motor carriers. EMA's state affiliated associations represent energy marketers on the state level. Part of their function is to working directly with their governors' offices of emergency management to ensure that motor fuels and heating fuels supply chains are not disrupted during a declared emergency.

In preparation of written comments for the NPRM, EMA polled its state associations on their position regarding FMCSA's proposed changes. One unexpected result of the survey was that a number of state association executives indicated that when contacted, the authorities responsible for emergency response coordination in their states were unaware of the FMCSA's NPRM and expressed interest in filing comments. Likewise, many of EMA's state associations also want to file their own comments given the local impact that would result if the NPRM is finalized.

In consideration of all the above, EMA respectfully requests the FMCSA extend by thirty days the February 6, 2023 deadline for public comment on the NPRM to give these important stakeholders the

ability to file their comments in a timely manner.

Please feel free to contact me should you have any questions. Thank you for your consideration.

Mark S. Morgan, Esq.

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