



EMERGENCY ORDER OF THE COUNTY JUDGE, HARDIN COUNTY, TEXAS DUE TO HURRICANE LAURA

In conjunction with the Proclamation of the Governor of the State of Texas declaring a state of disaster for Hardin County, Texas and the Declaration of Disaster that I issued on August 24, 2020 related to Hurricane Laura, I, Judge Wayne McDaniel county judge of Hardin County, Texas, hereby issue the following **ORDER**:

By the authority granted me pursuant to Texas Government Code, Chapter 418, a Declaration of Local Disaster was issued on August 24, 2020. In addition, pursuant to Texas Government Code, Section 418.108(g), I hereby issue the following Orders:

It is hereby ORDERED, that a curfew shall be in place beginning on August 26, 2020, between the hours of 8:00 p.m. and 6:00 a.m. each day, and continuing until further orders are issued or this order is terminated. Any violation of this Order shall be punishable as a Class C misdemeanor.

During this curfew, it will be unlawful for any person to be outside the confines of his or her residence property between the hours of 8:00 p.m. and 6:00 a.m. until this Order is terminated except as allowed by the following exemptions.

Persons who are exempted from this Order:

- (1) Persons involved in an "Emergency" which means an unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to, a fire and automobile accident, or any situation requiring immediate action to prevent serious bodily injury or loss of life.
- (2) Persons involved in interstate travel and persons traveling to and from an airport and who is in possession of a boarding pass for a flight from an airport.
- (3) Persons engaged in an employment activity, or going to or returning home from employment activity, without a detour or stop.
- (4) Persons authorized by the Hardin County Emergency Management Coordinator, or their designee, to assist in the protection of the health, safety or welfare of the public.

- (5) Those employees of utility companies, utility contractors, debris removal contractors, construction contractors, telecommunications companies, insurance claims, and disaster recovery and remediation, and their support personnel who are essential for and who are actively involved in the repair of utility infrastructure and the restoration of electrical service, water and sewer service. This exemption applies only during times such employees are actively engaged in their work and traveling to and from work without any detour or stop.
- (6) Those employees of hospitals, trauma centers, nursing homes, convalescent facilities, EMTs, ambulance personnel and other healthcare providers; employees of federal, state and local governments, political subdivisions and special purpose districts; and oil terminals, pipelines and oil supply facilities that are essential for and are actively involved in the transportation and receiving of oil and supplies to facilities throughout Southeast Texas and such other employees that are necessary for said operations. This exemption applies only during times such employees are actively engaged in their work and in traveling to and from work without any detour or stop.

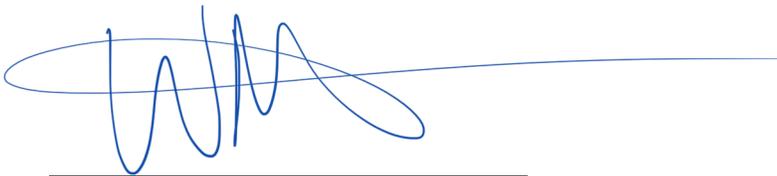
Enforcement:

Before taking any enforcement action under this Order related to the curfew, a law enforcement officer shall ask the apparent offender's reason for being away from his or her residence. The officer shall not issue a citation or make an arrest under this Order related to the curfew unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no exemption applies.

Penalties:

A person who violates this Order is guilty of a separate offense for each day or part of a day during which a violation is committed or continued. Each offense, upon conviction, is punishable by a fine not to exceed \$500.00

SIGNED AND ORDERED this 26th day of August, 2020



Wayne McDaniel, County Judge
Hardin County, Texas