

Option No. 2 – An Opt-In Provision for Local Jurisdictions

**IDAPA 39
TITLE 03
CHAPTER 15**

39.03.15 - RULES GOVERNING EXCESS WEIGHT PERMITS FOR REDUCIBLE LOADS

000. LEGAL AUTHORITY.

This rule, governing vehicles operating on the Interstate and non-interstate highway system in excess of eighty thousand (80,000) pounds, is adopted under the authority of Sections 40-312 and 49-1004, Idaho Code. (3-20-14)

001. TITLE AND SCOPE.

01. Title. This rule shall be cited as IDAPA 39.03.15, “Rules Governing Excess Weight Permits for Reducible Loads,” IDAPA 39, Title 03, Chapter 15. (3-20-14)

02. Scope. This rule authorizes the issuance of special permits which allow vehicle combinations to operate in excess of eighty thousand (80,000) pounds when hauling reducible loads on the Interstate, ~~and~~ non-interstate and local highway systems if legal axle weight limits are not exceeded. To promote intrastate surface transportation safety, intermodal commerce, law enforcement efficiencies and reduced administrative costs to local highway jurisdictions, commercial vehicle combinations in excess of eighty thousand (80,000) pounds will be permitted by the Idaho Transportation Department’s Division of Motor Vehicles on local highways when a local highway jurisdiction authority has agreed to participate in the Department’s permitting process.

(7-28-16T)

002. WRITTEN INTERPRETATIONS.

There are no written interpretations for this chapter. (3-20-14)

003. ADMINISTRATIVE APPEALS.

Administrative appeals under this chapter shall be governed by the rules of administrative procedure of the attorney general, IDAPA 04.11.01, “Idaho Rules of Administrative Procedure of the Attorney General.” (3-20-14)

004. INCORPORATION BY REFERENCE.

There are no documents incorporated by reference in this chapter. (3-20-14)

005. OFFICE -- OFFICE HOURS -- MAILING AND STREET ADDRESS -- PHONE NUMBERS.

01. Street and Mailing Address. The Idaho Transportation Department maintains a central office in Boise at 3311 W. State Street with a mailing address of PO Box 7129, Boise, ID 83707-1129. (3-20-14)

02. Office Hours. Daily office hours are 7:30 a.m. to 5 p.m. except Saturday, Sunday and state holidays. (3-20-14)

03. Telephone and Fax Numbers. The central office may be contacted during office hours by phone at 208-334-8420, 1-800-662-7133 or by fax at 334-8419. (3-20-14)

006. PUBLIC RECORDS ACT COMPLIANCE.

All records associated with this chapter are subject to and in compliance with the Idaho Public Records Act, as set forth in Title 74, Chapter 1, Idaho Code. (3-20-14)

007. -- 009. (RESERVED)

010. DEFINITIONS.

Refer to IDAPA 39.03.01, “Rules Governing Definitions,” for definitions of the terms used in this rule. (10-2-89)

011. -- 099. (RESERVED)

100. GENERAL REQUIREMENTS AND CONDITIONS.

01. Weights Allowed on Interstate. The Federal Highway Amendment Act of 1974 established allowable legal weight limits on Interstate System Highways at twenty thousand (20,000) pounds on single axles, thirty-four thousand (34,000) pounds on tandems, and total gross loads not exceeding eighty thousand (80,000) pounds. (3-20-14)

02. Weights Allowed on Non-Interstate Highways. Allowable legal weight limits on non-interstate highways are set at twenty thousand (20,000) pounds on single axles, thirty-seven thousand eight hundred (37,800) pounds on tandems, and total gross loads not exceeding eighty thousand (80,000) pounds. (3-20-14)

03. Permit Types to Exceed Eighty Thousand Pounds Gross Weight. Permits will be issued for vehicle combinations operating on Interstate and non-interstate highways with total gross loads exceeding eighty thousand (80,000) pounds but not to exceed twenty thousand (20,000) per single axle, thirty-four thousand (34,000) pounds per tandem, and not to exceed the weight limit for any group of two (2) or more consecutive axles established by Section 49-1001, Idaho Code. (3-20-14)

a. Excess Weight Permit - gross weight limited to one hundred five thousand five hundred (105,500) pounds on interstate, ~~and~~ non-interstate and local highways when the appropriate local highway jurisdictional authority has agreed to participate in the Department's permitting process. ~~(3-20-14)~~
(7-28-16T)

b. Extra Length/Excess Weight Permit - gross weight limited to one hundred five thousand five hundred (105,500) pounds on interstate, ~~and~~ non-interstate and local highways and length limited to those specified in IDAPA 39.03.22, "Rules Governing Overlegal Permits for Extra Length, Excess Weight and Up to 129,000 Pound Vehicle Combinations." Except that no vehicle combination weighing more than one hundred five thousand five hundred (105,500) pounds shall operate on local highways contrary to the provisions of section 49-1004A, Idaho Code, IDAPA 39.03.22 and IDAPA 39.03.15.100.03c. ~~(3-20-14)~~
(7-28-16T)

c. Up to One Hundred Twenty-Nine Thousand (129,000) Pounds - gross weight not to exceed one hundred twenty-nine thousand (129,000) pounds on designated ~~highways~~ routes, as specified in Section 49-1004 and Section 49-1004B, Idaho Code, and length limited to those specified in IDAPA 39.03.22, "Rules Governing Overlegal Permits for Extra Length, Excess Weight and Up to 129,000 Pound Vehicle Combinations." ~~(3-20-14)~~
(7-28-16T)

101. -- 999. (Reserved)