

## 39.03.50 – RULES GOVERNING SAFETY REST AREAS

### 000. LEGAL AUTHORITY.

Under the authority of Section 40-312, Idaho Code, the Idaho Transportation Board adopts this rule. (3-31-22)

### 001. ~~TITLE AND SCOPE PURPOSE.~~

~~01. Title. This rule is titled IDAPA 39.03.50, "Rules Governing Safety Rest Areas." (3-31-22)~~

~~02. Scope. The purpose of this rule is to regulate use of and set standards of behavior for all persons using or~~ visiting developed rest areas. (3-31-22)

### 002. -- 099. (RESERVED)

### 100. SANITATION.

The following acts are ~~prohibited~~ not allowed: (3-31-22)

01. **Designated Trash Containers.** Failing to dispose of all garbage and pet waste and trash, including paper, cans, bottles and other waste materials by either removal from the site or depositing in designated trash containers. (3-31-22)

02. **Vehicle Refuse or Water.** Draining or dumping refuse or waste from any ~~trailer or other~~ vehicle except in places or receptacles provided. (3-31-22)

03. **Water Facilities.** Cleaning ~~fish or other~~ food, washing clothing or household articles at ~~hydrants or water faucets~~ any water facility. (3-31-22)

04. **Water Systems.** ~~Polluting or~~ Contaminating water used for ~~human~~ consumption or water systems used for the delivery of such water. (3-31-22)

05. **Comfort Station.** Depositing body waste in or on any portion of a comfort station not intended for that purpose. (3-31-22)

06. **Dumping.** Dumping of household or commercial garbage ~~or trash~~ brought as such ~~from private off-site~~ into any on-site refuse containers or other refuse facilities. (3-31-22)

### 101. -- 199. (RESERVED)

### 200. PUBLIC BEHAVIOR AND TREATMENT OF PUBLIC PROPERTY.

The following acts are ~~prohibited~~ not allowed: (3-31-22)

01. **Behavior.** Indulging in boisterous, ~~abusive,~~ dangerous, threatening, ~~or indecent~~ conduct or creating ~~unnecessary~~ noise which interferes with the reasonable use of the area by other visitors. (3-31-22)

02. **Treatment of Natural Features or Plants.** Destroying, ~~defacing, cutting, sampling,~~ or removing any natural feature or plant. (3-31-22)

03. **Treatment of Public Property.** Damaging ~~by defacing, plugging, breaking,~~ or removing any facility, fixture, sign or marker provided for use of the public or damaging sidewalks or areas intended for motor vehicles. (3-31-22)

04. **Soliciting.** ~~Selling or~~ Offering for sale any merchandise or service other than emergency services for disabled vehicles, ~~such as towing, vehicle repairs,~~ fire response, ambulance or medical response/transport, or

vending machines permitted under the provisions of federal law or federal rule and Section 67-5411, Idaho Code. (3-31-22)

**05. Noise Producing Devices.** ~~Operating or~~ Using any audio devices, ~~including radio, television and musical instrument,~~ and other noise producing devices, such as electrical generator plants and equipment driven by motors or engines, in such a manner and at such times so as to disturb other persons. (3-31-22)

**06. Fireworks/Incendiary Devices.** Discharging fireworks or any other incendiary device. ~~Fireworks are considered any combustible or explosive substance, but~~ This does not include any automotive safety flares or any other emergency or safety device. (3-31-22)

**201. -- 299. (RESERVED)**

**300. OCCUPANCY OF DEVELOPED REST AREAS.**

The following acts are ~~prohibited~~ not allowed: (3-31-22)

**01. Camping/Occupancy of Site.** ~~Camping or occupying a rest area for any purpose other than rest and relaxation from the fatigue of travel.~~ (3-31-22)

**02. Assembling.** Assembling ~~or attracting groups of people~~ except for public service functions by civic, fraternal or religious organizations as approved by the Department. (3-31-22)

**03. Time Limits.** Occupancy of the rest areas on interstate highways is limited to ten (10) consecutive hours. Occupancy of rest areas on other routes of the State Highway System is limited to sixteen (16) consecutive hours. (3-31-22)

**04. Fires.** ~~Building fires outside the confines a stove, grill or fireplace.~~ (3-31-22)

**05. Failure to Clean.** Failing to clean the space occupied before departing. (3-31-22)

**06. Animals.** (3-31-22)

**a.** Bringing ~~a dog, cat or other~~ any animal into a rest area unless it is a certified service animal or ~~erated, caged,~~ leashed or otherwise under physical restrictive control at all times. (3-31-22)

**b.** ~~Permitting a dog, cat or other animal to exercise and/or defecate in areas outside of specifically designated pet areas.~~ (3-31-22)

**301. -- 399. (RESERVED)**

**400. VEHICLES.**

The following acts are ~~prohibited~~ not allowed: (3-31-22)

**01.** ~~Rates of Speed. Operating any motor vehicles in excess of fifteen (15) mph speed within the confines of a rest area with the exception of acceleration or deceleration ramps.~~ (3-31-22)

**02. Driving or Parking.** Driving or parking a vehicle or trailer except in places developed for such purpose. (3-31-22)

**03.** ~~Careless Driving. Driving a vehicle carelessly and heedlessly in disregard of the rights or safety of others; or driving at a speed, or in a manner which endangers, or is likely to endanger, any person or property.~~ (3-31-22)

**04. Paths/Roads/Trails in Rest Areas.** Operating any vehicle on paths, roads, or trails in developed rest areas for any purpose other than entering or leaving the area, unless specifically allowed by appropriate signage. (3-31-22)

~~05. Accelerating Engine. Excessively accelerating the engine of any vehicle or motorcycle when such vehicle is not moving or is approaching or leaving the rest area. (3 31 22)~~

~~06. Skateboards/Rollerblades. Use of skateboards or rollerblades on sidewalks or in areas primarily intended for use by motor vehicles. (3 31 22)~~

**401. -- 999. (RESERVED)**