

## Negotiated Rulemaking Meeting Minutes – July 12, 2023 - 1:00-4:00 p.m. (MST)

11331 W. Chinden Boulevard, Building 8 | Boise, ID 83714  
*American Falls Conference Room (Remote Through Microsoft Teams)*

**Rules Under Review -**

Rule	Description	Reason for Review
39.02.22	Rules Governing Registration and Permit Fee Administration and Temporary Vehicle Clearance for Carriers	ZBR Scheduled Review (Proposed removal of a section for placement in permit rule)
39.03.01	Rules Governing Definitions Regarding Special Permits	ZBR Scheduled Review (Consolidation)
39.03.02	Rules Governing Movement of Disabled Vehicles	ZBR Scheduled Review (Consolidation)
39.03.03	Rules Governing Special Permits – General Conditions and Requirements	ZBR Scheduled Review (Consolidation)
39.03.04	Rules Governing Special Permits – Overweight Non-Reducible	ZBR Scheduled Review (Consolidation)
39.03.05	Rules Governing Special Permits – Oversize Non-Reducible	ZBR Scheduled Review (Consolidation)
39.03.06	Rules Governing Special Permits for Extra-Length/Excess Weight, Up to 129,000 Pound Vehicle Combinations	ZBR Scheduled Review (Consolidation)
39.03.07	Rules Governing Special Permits for Reducible Loads	ZBR Scheduled Review (Consolidation)

**Attendees:**

Brendan Floyd – Idaho Transportation Department (ITD) Administrative Rules Coordinator  
 Craig Roberts – Idaho Transportation Department (ITD) Commercial Vehicle Services Program Manager  
 April Jordan – Idaho Transportation Department (ITD) District 2 Port of Entry Supervisor (Remote)  
 Riley Teutsch – Idaho Transportation Department (ITD) Commercial Vehicles Program Specialist  
 Brian Goeke – Idaho Transportation Department (ITD) DMV Policy Manager  
 Doug Kolar – Idaho Transportation Department (ITD) DMV Policy Specialist  
 Alyssa Romero – Lobby Idaho (Remote)  
 Nicholas Zurfluh – Department of Agriculture (Remote)  
 Shawn Keough – Executive Director – Associated Logging Contractors, Inc. – Idaho (Remote)  
 Abby Delvas – Republic Services and Timbercreek Recycling (Remote)

**Summary:**

**At 1:05 p.m.** - The meeting began with Idaho Transportation Department employee and attendee introductions.

**From 1:08 p.m. to 1:11 p.m.** - Brendan Floyd generally described the rule edits, explaining the rules are under review due to the governor's Zero-Based Regulation (ZBR) effort. Floyd stated that the emphasis while reviewing these rules was to eliminate unnecessary language and terms already defined in statute and to consolidate seven special vehicle permit rules into one. Floyd explained that the current draft is color coded to reflect which rule the language originated from, and the existing rule drafts are highlighted to show what material was not transferred to the consolidate draft.

**From 1:11 p.m. to 1:15 p.m.** - Brian Goeke reiterated that this effort was to make the rules more streamlined and easy to understand. He stated the proposed substantive changes were likely to benefit industry. These changes include the following:

- Switching terminology from reducible/ non-reducible to divisible/non-divisible to match federal language
- Expanding black coded routes width from 10 feet to 12 feet
- Increasing travel time for OS loads to ½ hour before and ½ hour after sunset in order to harmonize with neighboring states
- Increasing cylindrical hay bales to 80' (was 75') overall length to harmonize with MT
- Adding mile points to heavy commuter traffic areas to clarify boundaries
- Reducing bridge analysis approval time for loads up to 250,000 lbs. from 5 days to 3 days
- Traffic control plans requirements - Increasing the length of interstate oversize moves from 120' to 150' feet

**At 1:16 p.m.** – Shawn Keough asked for the department to send a summary of changes. Brendan Floyd stated he would send meeting minutes which will include a summary of the proposed changes.

**At 1:18 p.m.** – Shawn Keough asked what the department envisioned the next steps of the process being. Brendan Floyd explained that the department will present the changes to the Idaho Transportation Board and ultimately to the legislative committees during the 2024 session.

**At 4:00 pm.** - The meeting concluded.