

**IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT**

**39.02.22, 39.03.01, 39.03.05, 39.03.06:  
COMMERCIAL MOTOR VEHICLE PERMITS AND REGISTRATION RULES**

**DOCKET NO. 39-0300-19010M**

**NOTICE OF INTENT TO PROMULGATE RULES – OMNIBUS NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 40-312 & 49-201, Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows in the information below.

The meeting site will be accessible to persons with disabilities, if needed. Requests for accommodation must be made not later than five (5) days prior to the meeting to the agency address below.

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking must do the following:

Participation in-person is available in-person or via the following methods:

<b>Wednesday, July 17, 2019 – 3:00pm to 6:00pm (MDT)</b>
<b>LIVE MEETING</b>
<b>ITD Headquarters 3311 W. State Street Boise, ID 83703</b>
<b><a href="#">Join Webex Meeting</a></b>
<b>Meeting Number (Access Code): 808 191 012 Event Password: 12345</b>
<b>Join by Phone at:</b>
<b>1-844-740-1264 USA Toll Free 1-415-655-0003 US Toll</b>

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusions reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

This rulemaking will address changes to four (4) administrative rules relating to commercial motor vehicle permits and online registration. 39.02.22: will clarify and update installment payment arrangements for commercial vehicle customers registering in Idaho. It also provides online methods for obtaining registrations from the Department. 39.03.01: will define in definitions a disabled vehicle, a snowplow and how overhang is measured. 39.03.05: will clarify load allowances for standard 53 foot and longer trailers for oversize non-reducible loads for drivers and carriers. 39.03.06: will eliminate specifically referenced route colors within rule and allow the Department to create and modify maps more efficiently. It also decreases the number of attachments for permit holders and removes the requirement for rule to be updated each time a route color is changed. These changes will reduce confusion and make it easier for stakeholders and customers by enabling the streamlining of documents to a single source and will eliminate the need for multiple attachments for permit carriers. This consolidation effort is in alignment with the Governor’s **Red Tape Reduction Act**, because it removes unnecessary language within administrative rule.

The following rule chapters are germane to this rulemaking:

- 39.02.22**, Rules Governing Registration and Permit Fee Administration
- 39.03.01**, Rules Governing Definitions Regarding Overlegal Permits
- 39.03.05**, Rule Governing Variable Load Suspension Axles
- 39.03.06**, Rules Governing Allowable Vehicle Size

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text (if available), please contact Lance Green, Permits Program Specialist, at (208) 334-8427. Materials pertaining to the negotiated rulemaking, including any available preliminary rule drafts, can be found on the Idaho Transportation Department's website at the following web address: <https://itd.idaho.gov/rulemaking/>.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before Monday, July 29, 2019.

Dated this 7th day of June, 2019.

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