



Jeff Youtz  
Director

# Legislative Services Office Idaho State Legislature

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## MEMORANDUM

**TO:** Rules Review Subcommittee of the Senate Transportation Committee and the House Transportation & Defense Committee

**FROM:** Deputy Division Manager - Eric Milstead

**DATE:** June 19, 2014

**SUBJECT:** Idaho Transportation Department

IDAPA 39.03.16 - Rules Pertaining To The Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads (Docket No. 39-0316-1401)

The Idaho Transportation Department has submitted temporary and proposed rulemaking at IDAPA 39.03.16 -- Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads. The temporary and proposed rule establishes provisions governing overlegal permits regarding the transportation of kiln lumber stacks of a certain size for transport on designated highways. The agency notes that the temporary and proposed rule does not apply to the transport of oversize manufactured homes or office trailers.

The agency states that negotiated rulemaking was not conducted because the new rule is necessary to allow industry to haul certain sized kiln lumber stacks on State Highway 3.

It appears that the temporary and proposed rule is authorized pursuant to section 67-5226 and 49-1004, Idaho Code.

cc: Idaho Transportation Department  
Lori Garza