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**IDAPA 39
TITLE 03
Chapter 09**

**39.03.09 - RULES GOVERNING GENERAL CONDITIONS
AND REQUIREMENTS FOR SPECIAL PERMITS**

000. LEGAL AUTHORITY.

This rule, governing the movement of vehicles or loads which are in excess of the sizes or weights allowed by Sections 49-1001, 49-1002 or 49-1010, Idaho Code, is adopted under the authority of Sections 40-312 and 49-1004, Idaho Code. (10-2-89)

001. TITLE AND SCOPE.

This rule states the general conditions and requirements for special permits. (10-2-89)

002. -- 009. (RESERVED).

010. DEFINITIONS.

Refer to Rule 39.03.01 for definitions of the terms used in this rule. (10-2-89)

011. -- 099. (RESERVED).

100. RESPONSIBILITY OF ISSUING AUTHORITY.

01. Primary Concerns. The primary concern of the Department, in the issuance of special permits, shall be the safety and convenience of the general public and the preservation of the highway system. (1-3-92)

02. Permit Issuance. The Department shall, in each case, predicate the issuance of a special permit on a reasonable determination of the necessity and feasibility of the proposed movement. (1-3-92)

101. -- 199. (RESERVED).

200. AUTHORITY TO ISSUE PERMITS.

The authority to issue permits on state highways is described in Subsection 200.01. Subsection 200.02 describes the Department's authority to issue special permits on local jurisdiction highways pursuant to an agreement between the Department and the local highway jurisdictions. (8-25-94)

01. Special Permit. The special permit authority of the Department shall cover travel on state highways only and special permits issued by the Department shall be valid only on completed sections of state highway, described on the permit by route number or otherwise. The right to use county highways or city streets is neither granted nor implied. The special permit authority of the Department shall include those sections of state highways within corporate limits of cities and towns. Contractors hauling loads within the limits of state highway construction projects do not require special permits, but the loads must comply with the weight limits specified in the state highway contract. (8-25-94)

02. Authority. Special permit authority agreed to by the Department and local highway jurisdiction shall include travel on the local jurisdiction's highways under these rules. (8-25-94)

201. -- 299. (RESERVED).

300. OFFICES FOR ISSUANCE OF SPECIAL PERMITS.

The Department shall maintain a centralized special permit office at the Department Headquarters, making permits available by telecopy equipment at the following listed offices and Ports of Entry throughout the State. Permits will be available Monday through Friday, state holidays excluded, from seven o'clock (7:00) a.m. to six o'clock (6:00) p.m. Mountain Time. A map indicating the location of state offices where permits can be obtained is available at the Headquarters Special Permit Office, Ports of Entry and the following locations and telephone numbers: (8-25-94)

01. Headquarters

- Idaho Transportation Department
Special Permit Office
P.O. Box 7129
3311 West State Street
Boise, Idaho 83707-1129
(208) 334-8420 (1-3-92)
02. Idaho Transportation Department, District One
600 West Prairie
Coeur d'Alene, Idaho 83814-8764
(208) 772-1200 (8-25-94)
03. Idaho Transportation Department, District Two
26th and North and South Highway
Lewiston, Idaho 83501-0837
(208) 746-1345 (8-25-94)
04. Idaho Transportation Department,
District Three Maintenance Office
15503 Highway 44
Caldwell, Idaho 83606
(208) 459-7429 (8-25-94)
05. Idaho Transportation Department,
District Four Maintenance Office
115 South 550 West
Rupert, Idaho 83350
(208) 436-4309 (8-25-94)
06. Idaho Transportation Department, District Four
Date Street
Shoshone, Idaho 83352-2028
(208) 886-2411 (8-25-94)
07. Idaho Transportation Department, District Five
South of Pocatello on So. 5th
Pocatello, Idaho 83205-4700
(208) 232-4270 (8-25-94)
08. Idaho Transportation Department, District Six
206 N. Yellowstone
Rigby, Idaho 83442-0097
(208) 745-7781 (8-25-94)
09. Idaho Transportation Department
District Six Maintenance Office
North of Salmon on US93
Salmon, Idaho 83467
(208) 756-3313 (8-25-94)

301. -- 399. (RESERVED).

400. INSURANCE OR BOND FOR EXTRAORDINARY HAZARD.

Evidence of insurance or the posting of a bond shall be required when necessary because of loads creating an extraordinary hazard to the traveling public or to protect the public investment when a load presents an extraordinary hazard to the highway system. In such cases of extraordinary hazard to the roadway or structures, the Department may require the posting of a cash bond in such amount as to cover the maximum damage that could be expected to

occur to the highway with the permittee also required to reimburse the Department for any engineering required to ascertain the extent of damages, if any, occurring to the roadway during the movement of the excessive load.

(10-2-89)

401. -- 999. (RESERVED).