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**IDAPA 39
TITLE 03
CHAPTER 21**

39.03.21 - RULES GOVERNING SPECIAL PERMIT FEES

000. LEGAL AUTHORITY.

This rule, governing the movement of vehicles or loads which are in excess of the sizes or weights allowed by 49-1001, 49-1002 or 49-1010, 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 amounts of special permit fees. (8-25-94)

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. COSTS TO BE BORNE BY PERMITTEE.

The movement of oversize or overweight vehicles or vehicles with over legal loads is a privilege not accorded every user of the highway. Administrative cost incurred in the processing, issuance and enforcement of special permits shall be borne by such permittees and not by the general traveling public through expenditure of highway user funds. Tax supported agencies are required to obtain special permits if their loads exceed the sizes or weights stated in Idaho Code, but they are exempt from paying fees for the permits. (1-3-92)

101. -- 199. (RESERVED).

200. PAYMENT OF SPECIAL PERMIT FEES.

01. Payment of Fees. The Idaho Constitution prohibits the state from extending credit to any individual, corporation, municipality or association. Permit fees are collectible at the time of issuance except that the permittee may guarantee payment of permit fees in advance by posting a bond in a minimum amount as specified in Section 300, Permit Fee Account Procedures of this rule. (8-25-94)

02. Refund. Permit fees are not refundable once they have been processed into the Department's accounting system, unless the permittee contacts the Special Permit Office no more than two (2) working days (during office hours) following the start date of the special permit or the Department issued the special permit in error. (8-25-94)

03. Permit Costs. Special oversize/overweight permit fees listed below are intended to cover cost of administration and are subject to periodic change depending on costs incurred in processing, issuance and enforcement of special permit rules. Use fees will be added to the cost of single trip oversize/overweight permits in accordance with Section 49-434(7), Idaho Code. (8-25-94)

04. Current Schedule of Fees. Periodic changes to the fee schedule will be subject to the noted and review procedures in accordance with Chapter 52, Title 67, Idaho Code, Administrative Procedure Act. (8-25-94)

a. Oversize only, single trip, thirteen dollars (\$13). (8-25-94)

b. Oversize only, two (2) trips, eighteen dollars (\$18). (8-25-94)

c. Oversize single trip exceeding sixteen (16) feet wide, or sixteen (16) feet high or one hundred ten (110) feet long, thirty-eight dollars (\$38). (8-25-94)

d. Oversize only, two (2) trips within seven (7) days, exceeding sixteen (16) feet wide, or sixteen (16)

feet high or one hundred ten (110) feet long, fifty-six dollars (\$56). (8-25-94)

e. Oversize only, annual, twelve (12) consecutive months: Extra length combinations exceeding the limits imposed in Section 49-1010, Idaho Code, on designated routes; Overlength only; Manufactured homes, modular building and office trailers; Recreation vehicles up to twelve (12) feet wide, legal length/height; Farm tractors exceeding nine (9) feet width on Interstate and implements of husbandry; Cylindrical hay bales, two (2) wide; Emergency removal of disabled vehicles; Multiple width loads of crane booms; Multiple width loads of conveyer units; Reducible loads, up to and including fourteen (14) feet nine (9) inches high; and exceeding sixty-five (65) feet overall combination length on magenta coded routes; twenty-eight dollars (\$28). (8-25-94)

f. Excess weight annual, twelve (12) consecutive months, authority to exceed eighty thousand (80,000) lbs. on reducible loads up to one hundred five thousand five hundred (105,500) pounds, twenty-eight dollars (\$28). (8-25-94)

g. Extra Length/Excess Weight combination, annual, twelve (12) consecutive months, thirty-eight dollars (\$38). (8-25-94)

h. Overweight/Oversize or Overweight only (non-reducible) single trip, eighteen dollars (\$18). (8-25-94)

i. Overweight/Oversize or Overweight only (non-reducible), two (2) trips, twenty-eight dollars (\$28). (8-25-94)

j. Overweight/Oversize (non-reducible) single trip, exceeding sixteen (16) feet wide, or sixteen (16) feet high or one hundred ten (110) feet long, thirty-eight dollars (\$38). (8-25-94)

k. Overweight/Oversize (non-reducible) two (2) trips within seven (7) days, exceeding sixteen (16) feet wide, or sixteen (16) feet high or one hundred ten (110) feet long, fifty-six dollars (\$56). (8-25-94)

l. Overweight/Oversize (non-reducible) annual permit fee for twelve (12) consecutive months, forty-three dollars (\$43). (8-25-94)

m. Special permit manual (plus current sales tax for Idaho residents), five dollars (\$5). (8-25-94)

n. Fee for reissuance or transfers, ten dollars (\$10). (1-3-92)

201. -- 299. (RESERVED).

300. PERMIT FEE ACCOUNT PROCEDURES.

01. Permit Fee Account. To establish a basis for the issuance of special permits on other than a cash basis, the permittee may guarantee permit fees by posting a surety bond. The bond shall have a minimum value of one thousand dollars (\$1,000) or be equal to the value of permits required by the permittee during any three (3) consecutive months, whichever is greater. (1-1-90)

02. Bond Requirements. Surety bonds for this purpose shall be furnished by a bonding or insurance company licensed to do business in Idaho. Applications to establish permit fee accounts shall be obtained from and filed with the Maintenance Section along with the required bond. (10-2-89)

301. -- 999. (RESERVED).

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