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**IDAPA 39
TITLE 03
CHAPTER 06**

39.03.06 - RULES GOVERNING ALLOWABLE VEHICLE SIZE

000. AUTHORITY.

This rule is adopted under authority of Sections 40-312(1) and 49-1011, Idaho Code. (10-2-89)

001. TITLE AND SCOPE.

01. Title. This rule shall be known as IDAPA 39.03.06 "Rules Governing Allowable Vehicle Size," IDAPA 39, TITLE 03, Chapter 06. (4-6-05)

02. Scope. This rule shall define and regulate the size of vehicles not specifically addressed in Section 49-1010, Idaho Code, and authorize vehicle sizes in excess of those specified in Section 49-1010, Idaho Code, in order to comply with federal requirements. (4-6-05)

002. WRITTEN INTERPRETATIONS.

There are no written interpretations for this chapter. (4-6-05)

003. ADMINISTRATIVE APPEALS.

Administrative appeals under this chapter shall be governed by the rules of administrative procedure of the attorney general, IDAPA 04.11.01, "Idaho Rules of Administrative Procedure of the Attorney General." (4-6-05)

004. INCORPORATION BY REFERENCE.

There are no documents incorporated by reference in this chapter. (4-6-05)

005. OFFICE -- OFFICE HOURS -- MAILING AND STREET ADDRESS -- PHONE NUMBERS.

01. Street and Mailing Address. The Idaho Transportation Department maintains a central office in Boise at 3311 W. State Street with a mailing address of P O Box 7129, Boise, ID 83707-1129. (4-6-05)

02. Office Hours. Daily office hours are 7:00 a.m. to 5:00 p.m. except Saturday, Sunday and state holidays. (4-6-05)

03. Telephone and FAX numbers. The central office may be contacted during office hours by phone at 208-334-8420 or by fax at 208-334-8419. (4-6-05)

006. PUBLIC RECORDS ACT COMPLIANCE.

All records associated with this chapter are subject to and in compliance with the Idaho Public Records Act, as set forth in Sections 9-337 through 9-350, Idaho Code. (4-6-05)

007. -- 009. (RESERVED).

010. DEFINITIONS.

Refer to IDAPA 39.03.01, "Rules Governing Definitions," for definitions of the terms used in this rule. (4-6-05)

011. -- 099. (RESERVED).

100. ALLOWABLE TOLERANCE, LEGAL OR PERMITTED SIZE LIMITS.

01. Determination of Vehicular Dimensions. Determination of vehicular length and/or width as defined by Idaho Code or by Board regulation shall be exclusive of those external devices or appurtenances whose function is related to safe and efficient operation. (10-2-89)

02. Appurtenances. Rearview mirrors, turn signal lamps, splash and spray suppressant devices, awnings on recreational vehicles, load induced tire bulge, and other noncargo carrying appurtenances shall be excluded from the calculation of allowable width. Front mounted refrigeration units, energy conservation devices,

bolsters, mechanical fastening devices, hydraulic lift gates, external front mounted side curtain rollers, and other noncargo carrying appurtenances or devices shall be excluded from a determination of allowable length. (4-6-05)

03. Other Appurtenances. Other appurtenances not listed above may not extend beyond three (3) inches on each side or end of a vehicle or load. Other appurtenances may include, but shall not be limited to, clearance lights, door handles, handholds, window fasteners, door and window trim, moldings, and load securement devices. (10-2-89)

101. -- 199. (RESERVED).

200. DROMEDARY TRACTORS.

A truck tractor containing a dromedary box, deck or plate in legal operation on or before December 1, 1982, shall be authorized to continue to operate, notwithstanding its cargo carrying capacity, throughout its useful life. Proof of such legal operation on December 1, 1982, shall rest upon the operator of the equipment. (12-26-90)

201. -- 299. (RESERVED).

300. LOAD OVERHANG.

The overhang or extension of a load shall not extend: (9-14-92)

01. Front. More than four (4) feet beyond the front of a vehicle other than an automobile transporter or a boat transporter. (4-24-92)

02. Rear. More than ten (10) feet beyond the end of a vehicle other than an automobile transporter or a boat transporter. (5-8-09)

03. Right Side. More than six (6) inches outside the right fender of a passenger vehicle. (4-24-92)

04. Left Side. Outside the left fender of a passenger vehicle. (4-24-92)

05. Auto or Boat Transporter. More than seven (7) feet front and rear combined length of an automobile transporter or boat transporter. (4-24-92)

301. -- 999. (RESERVED).

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