

## **IDAPA 11 – IDAHO STATE POLICE**

### **Idaho State Police Motor Vehicles**

#### **11.07.01 – Rules Governing Motor Vehicles – General Rules**

##### **Who does this rule apply to?**

*Owners and operators of motor vehicles within the state of Idaho and school bus drivers*

##### **What is the purpose of this rule?**

*These rules regulate all owners and operators of motor vehicles that operate on the highways within the state of Idaho. These rules further govern school bus operation, vehicle lighting equipment, and motorcycle headlights and safety helmets*

##### **What is the legal authority for the agency to promulgate this rule?**

*This rule implements the following statutes passed by the Idaho Legislature:*

State Government and State Affairs -

Idaho State Police:

- [Section 67-2901, Idaho Code](#) – Idaho State Police Created – Director – Divisions – Powers and Duties – Failure of Peace Officers to Obey Orders, Misdemeanor – Deputies – Compensation and Powers

Motor Vehicles -

Vehicle Equipment:

- [Section 49-901, Idaho Code](#) – Duties of department and director of Idaho state police

##### **Who do I contact for more information on this rule?**

Idaho State Police

Headquarters

Monday through Friday, 8:00 a.m. to 5:00 p.m.

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## 11.07.01 – RULES GOVERNING MOTOR VEHICLES – GENERAL RULES

### 000. LEGAL AUTHORITY.

These rules adopting national safety codes and standards are promulgated pursuant to the authority granted to the Idaho State Police pursuant to Section 67- 2901 and 49-901, Idaho Code. (7-1-21)T

### 001. SCOPE.

All owners and operators of motor vehicles that operate on the highways under the jurisdiction of the Idaho State Police are required to comply with these rules to the extent the rules are applicable. (7-1-21)T

### 002. DEFINITIONS.

The definitions in Title 49, Chapter 1, Idaho Code apply to this chapter. (7-1-21)T

### 003. INCORPORATED BY REFERENCE.

Rules 20, 30, and 40 incorporate by reference various state and national safety codes and federal regulations. Each applicable rule identifies the issuing entity for each code or regulation and indicates where the incorporated materials may be obtained. Incorporated materials are also available for inspection and copying at the Headquarters Office of the Idaho State Police, listed in Rule 004. The following codes and standards are incorporated: (7-1-21)T

**01. Society of Automotive Engineers (SAE).** The SAE Ground Vehicle Lighting Standards Manual, 2009 edition, and SAE standards J586, J588, and J639 are published by the Society of Automotive Engineers and are available from SAE World Headquarters, 400 Commonwealth Drive, Warrendale, PA 15096-0001 and may be ordered by calling 1-877-606-7323 or on the worldwide web at <http://store.sae.org/>. (7-1-21)T

**02. Idaho State Department of Education, Standards for Idaho School Buses and Operations Manual.** The Standards for Idaho School Buses and Operations Manual, effective July 1, 2018, is published by the Idaho Department of Education, 650 West State Street, P.O. Box 83720, Boise, ID 83720-0027 and may be ordered by calling 1-208-332-6800 or downloaded from the worldwide web at <http://www.sde.idaho.gov/student-transportation/files/forms-lists/regulations/SISBO-Manual-2018.pdf>. (7-1-21)T

**03. Federal Regulations – 49 C.F.R. Parts 392, 393, and 571 (June 3, 2019).** These regulations are found in the Code of Federal Regulations, available from the U.S. Government Printing Office, Superintendent of Documents, Attn: New Orders, PO Box 37954, Pittsburgh, PA 15250-7954. The incorporated parts are also available on the worldwide web at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>. (7-1-21)T

### 004. -- 019. (RESERVED)

### 020. SOCIETY OF AUTOMOTIVE ENGINEERS (SAE).

In accordance with the SAE Ground Vehicle Lighting Standards Manual, and SAE standards J586, J588, and J639, all owners and operators of motor vehicles that operate on the highways under the jurisdiction of the Idaho State Police are required to comply with the applicable provisions incorporated by reference in Subsection 008.01. (7-1-21)T

**01. Standards and Specifications for Lighting Devices.** Pursuant to Section 49-901(1), Idaho Code, the standards and specifications set forth by the Society of American Engineers in the SAE Ground Vehicle Lighting Standards Manual, as incorporated by reference in Subsection 008.01. (7-1-21)T

**02. Standards for Rear Mounted Acceleration and Deceleration Lighting Systems (Use Optional).** The current standards found in “Supplemental High Mounted Stop and Rear Turn Signal Lamps for Use on Vehicles Less Than 2032 MM Overall Width -- SAE J586 and J588,” is found in Section 49-921, Idaho Code, as incorporated by reference in Subsection 008.01. (7-1-21)T

**03. Safety Practices and Standards for Automotive Air Conditioning Devices, Standards and Specifications.** Pursuant to Section 49-901(7), Idaho Code, the current standards set forth in “Safety Practices For Mechanical Vapor Compression Refrigeration Equipment of Systems Used to Cool Passenger Compartment of Motor Vehicles -- SAE J639,” as incorporated by reference in Subsection 008.01. (7-1-21)T

### 021. -- 029. (RESERVED)

### 030. IDAHO STATE DEPARTMENT OF EDUCATION, STANDARDS FOR IDAHO SCHOOL BUSES AND OPERATIONS MANUAL.

In accordance with the “Standards for Idaho School Buses and Operations” manual, all owners and operators of motor vehicles that operate on the highways under the jurisdiction of the Idaho State Police are required to comply

with the applicable standards incorporated by reference in Subsection 006.02. (7-1-21)T

**01. General Rules.** Pursuant to Section 49-901(8), Idaho Code, the standards found in the “Standards for Idaho School Buses and Operations” manual approved by the Idaho State Department of Education incorporated by reference in Subsection 006.02. (7-1-21)T

**02. Lighting Equipment.** Pursuant to Section 49-901(2), Idaho Code, the standards found in the “Standards for Idaho School Buses and Operations” manual approved by the Idaho State Department of Education incorporated by reference in Subsection 006.02. (7-1-21)T

**031. -- 039. (RESERVED)**

**040. FEDERAL REGULATIONS - 49 C.F.R. PARTS 392, 393, AND 571.**

In accordance with Title 49 of the Code of Federal Regulations, Parts 392, 393, and 571, all owners and operators of motor vehicles that operate on the highways under the jurisdiction of the Idaho State Police are required to comply with the applicable Parts found in Title 49 of the Code of Federal Regulations. (7-1-21)T

**01. Certain Vehicles Required to Stop at All Railroad Crossings.** Pursuant to Section 49-648, Idaho Code, the Director hereby incorporates by reference the requirements found in Title 49 (49 C.F.R.) of the Code of Federal Regulations (Federal Motor Carrier Safety Regulations) Part 392, Subpart B, Section 392.10, as if set forth herein in full. (7-1-21)T

**02. Devices With Self Contained Energy Sources.** Pursuant to Section 49-952, Idaho Code, the Director hereby incorporates by reference the standards and specifications with regard to Requirements for fuses and liquid burning flares found in 49 C.F.R., Part 393, Subpart H, Section 393.95. Warning devices with self-contained energy sources permissible, under this chapter are limited to liquid burning emergency flares, and fuses. (7-1-21)T

**03. Modulating Headlights for Motorcycles.** Pursuant to Section 49-925, 49-901(3), 49-901(4), Idaho Code, the Director hereby approves modulating headlights for use on motorcycles. Such headlights shall conform to the standards and specifications with regard to modulating headlights found in 49 C.F.R. Section 571.108, Standard 108, S7.9.4, which is hereby adopted by reference as if set forth herein in full. (7-1-21)T

**04. Standards for Safety Helmets.** Pursuant to Section 49-666, Idaho Code, the Director hereby incorporates by reference the standards found in 49 C.F.R. Section 571.218, Standard No. 218, as if set forth herein in full. (7-1-21)T

**05. Standards for Devices Without Self Contained Energy Sources.** Pursuant to Section 49-952, Idaho Code, the Director hereby incorporates by reference the standards and specifications with regard to reflex reflective and fluorescent material warning devices found in 49 C.F.R. Section 571.125, Standard 125, as if set forth herein in full. (7-1-21)T

**041. -- 999. (RESERVED)**

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