

## IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

### Division of Motor Vehicles

#### **39.02.27 – Rules Governing Titling and Registration of Non-Resident Commercial Vehicles and Transient Farm Labor Vehicles**

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

*All commercial vehicles being operated by non-residents and all farm labor vehicles of state farmers.*

- Non-Resident Commercial Motor Vehicle Owners

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

*Rule establishes the procedures for registering and titling out-of-state owner-operators. Allows for non-residents to get temporary registrations and to operate inside the state. Rule provides for the understanding of reciprocity with surrounding states whom Idaho has agreements with and the equal treatment of those out-of-state residents operating in Idaho.*

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

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

Motor Vehicles -

Motor Vehicle Registration:

- [49-432, Idaho Code](#) – Temporary Registration for Residents and Nonresidents – Fees
- [49-435, Idaho Code](#) – Proportional Registration of Commercial Vehicles

Vehicle Titles:

- [49-501, Idaho Code](#) – Titling Requirements – Exemptions

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

Idaho Transportation Department

Monday – Friday 8:00 am to 5:00 pm

P.O. Box 7129

Boise, ID 83707-1129

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Phone: (208) 334-8000

[itd.idaho.gov](http://itd.idaho.gov)

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## **39.02.27 – RULES GOVERNING TITLING AND REGISTRATION OF NON-RESIDENT COMMERCIAL VEHICLES AND TRANSIENT FARM LABOR VEHICLES**

### **000. LEGAL AUTHORITY.**

This rule is adopted under the authority of Sections 49-201, 49-441 and 49-501, Idaho Code. (3-31-22)

### **001. SCOPE.**

This rule establishes the procedures for the titling and registering of non-resident commercial vehicles and transient farm labor vehicles. (3-31-22)

### **002. -- 009. (RESERVED)**

### **010. DEFINITIONS.**

**01. Idaho Trucking Company.** Any entity physically located within Idaho and owned, leased, or rented by the registrant, where the operational records of the registrant can be made available. (3-31-22)

**02. Lessee.** A person, firm, or corporation which has legal possession and control of a vehicle and/or motor vehicle under the terms of a written lease agreement. (3-31-22)

**03. Non-Resident Owner-Operator.** An owner-operator of a motor vehicle who is not a resident of Idaho, but is leasing transportation equipment, titled in another jurisdiction, to an Idaho trucking company. (3-31-22)

**04. Transient Farm Labor Vehicles.** A vehicle, or combination of vehicles, owned by a transient farm laborer, used in hauling unprocessed agricultural products for hire, and not exceeding sixty thousand (60,000) pounds maximum gross weight. (3-31-22)

### **011. – 199. (RESERVED)**

### **200. NON-RESIDENT REGISTRATIONS.**

**01. No Reciprocity Agreement.** Non-resident companies operating on an intrastate basis in Idaho when no specific agreement exists between Idaho and the state where the non-resident vehicle(s) are registered must register in Idaho. Idaho titling is not required. (3-31-22)

**02. Registration.** Vehicles used on an intrastate basis in Idaho by an out-of-state company and are housed or garaged in Idaho, and do not return to the state where registered each day, must register in Idaho. (3-31-22)

**03. Proof of Ownership.** Applicants registering transient farm labor vehicles must provide proof of ownership by one of the following means: (3-31-22)

**a.** Certificate of title in the name of the applicant; (3-31-22)

**b.** Valid registration certificate from another state in the name of the applicant; or (3-31-22)

**c.** Certified copy of the title in the name of the applicant. (3-31-22)

**05. Employee Owned Vehicles.** Employees of companies who are working in Idaho on a contract or project must purchase Idaho registration for their privately owned vehicles if they establish a place of residence in Idaho. Non-resident employees who return to their state of residence on a daily basis are not required to purchase Idaho registration for their privately owned vehicles. If the assignment is for the duration of the project or contract only, no Idaho titling is required. (3-31-22)

### **201. – 999. (RESERVED)**