

IN THE SENATE

SENATE BILL NO. 1267

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO HIGHWAYS AND BRIDGES; AMENDING SECTION 40-511, IDAHO CODE, TO
2 PROVIDE AN EXEMPTION FROM STOPPING AND INSPECTION FOR NONCOMMERCIAL
3 VEHICLES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY
4 AND PROVIDING AN EFFECTIVE DATE.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 40-511, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 40-511. STOPPING AND INSPECTION. (1) Wherever by the laws of the state
10 of Idaho any vehicle with a maximum gross weight or registered gross weight,
11 or operated at a gross weight, of twenty-six thousand one (26,001) pounds
12 or more, excepting those transporting ~~livestock or~~ placardable quantities
13 of hazardous materials, is used to transport any merchandise, product, ~~or~~
14 commodity, or livestock within the state, within the state to without the
15 state, or from without the state to within the state, the owner or operator
16 of either the motor vehicle or trailer, as defined in chapter 1, title 49,
17 Idaho Code, used to transport such merchandise, product, ~~or~~ commodity, or
18 livestock is hereby required to stop at such ports of entry or checking sta-
19 tions established by the Idaho transportation department and submit to in-
20 spection, grading or weighing, for compliance with the laws of the state of
21 Idaho. Noncommercial vehicles, as defined in section 49-123(2) (k), Idaho
22 Code, shall not be required to stop for inspection pursuant to this section.

23 (2) Vehicles or combinations of vehicles with a maximum gross weight of
24 ten thousand (10,000) pounds or more transporting ~~livestock or~~ placardable
25 quantities of hazardous materials are required to stop at all ports of entry
26 or checking stations established by the Idaho transportation department.

27 (3) It shall be the duty of such owner or operator of every motor ve-
28 hicle or trailer to drive the motor vehicle or trailer upon any state-owned
29 inspection station, stationary or portable scale, or private scale, certi-
30 fied by the state of Idaho, when requested to do so by any peace officer, ex-
31 cepting fish and game officers, or authorized employees of the Idaho trans-
32 portation department.

33 (4) Authorized employees of the transportation department may stop any
34 vehicle with a maximum gross weight of eighteen thousand (18,000) pounds or
35 more by displaying a flashing red light if the authorized employee has prob-
36 able cause to believe the vehicle bypassed a weighing or inspection station
37 or proceeded through the station without regard for the directional signals.
38 Authorized employees may direct a vehicle ~~which~~ that has bypassed a weighing
39 or inspection station, or has proceeded through the station without regard
40 for the directional signals, to return to the bypassed inspection or weigh-
41 ing station and may issue a citation for failure to stop as required in this
42 section. The operator of a vehicle shall bring the vehicle to a stop, pulling

1 off the traveled portion of the highway, when directed to do so by an autho-
2 rized employee of the transportation department by use of emergency lights
3 or siren.

4 SECTION 2. An emergency existing therefor, which emergency is hereby
5 declared to exist, this act shall be in full force and effect on and after
6 July 1, 2022.