

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 70

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO ALLOWABLE LOADS PER INCH WIDTH OF TIRE FOR MOTOR VEHICLES;  
2 AMENDING SECTION 49-1002, IDAHO CODE, TO PROVIDE THAT THE LOAD FOR INCH  
3 WIDTH OF TIRE FOR THE FRONT STEER AXLE MAY NOT EXCEED THE MANUFACTURER'S  
4 LOAD RATING PER TIRE OR THE LOAD RATING OF THE AXLE OR TWENTY THOUSAND  
5 POUNDS PER AXLE WHICHEVER IS LESS AND TO MAKE TECHNICAL CORRECTIONS; AND  
6 DECLARING AN EMERGENCY.  
7

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

9 SECTION 1. That Section 49-1002, Idaho Code, be, and the same is hereby  
10 amended to read as follows:

11 49-1002. ALLOWABLE LOAD PER INCH WIDTH OF TIRE. (1) Load for inch width  
12 of tire for the front steer axle may not exceed the manufacturer's load rat-  
13 ing per tire or the load rating of the axle or twenty thousand (20,000) pounds  
14 per axle whichever is less. The maximum allowable load for ~~any~~ all other ve-  
15 hicle tires operated on any public highway shall not exceed six hundred (600)  
16 pounds per inch width of tire and shall not exceed the manufacturer's load  
17 rating, whichever is less. The width of a tire shall be determined by the  
18 manufacturer's description marked on the sidewall of the tire. Tires on ve-  
19 hicles manufactured prior to July 1, 1987, may exceed the six hundred (600)  
20 pounds per inch width of tire limit subject to a maximum of eight hundred  
21 (800) pounds per inch width of tire. This section shall not apply to nonre-  
22 ducible overweight and/or oversize vehicles and/or loads as authorized un-  
23 der section 49-1004, Idaho Code.

24 (2) Except as provided herein, no vehicle or combination of vehicles  
25 may proceed past the place of weighing at temporary or permanent ports of en-  
26 try or checking stations when the weight carried on a single tire, as deter-  
27 mined by dividing the weight carried on an axle or group of axles by the num-  
28 ber of wheels on the axle or group of axles, exceeds on a single axle the al-  
29 lowable weight above by two thousand (2,000) pounds or more or the weight of  
30 a combination of axles exceeds the allowable weight above by seven percent  
31 (7%) or more. Vehicles or combinations of vehicles which exceed the weight  
32 limitations set forth herein shall be required to be brought into compliance  
33 with the applicable weight per inch width of tire contained within this sub-  
34 section prior to continuing except those vehicles or combinations of vehi-  
35 cles which are transporting loads which, in the determination of the board or  
36 other proper authorities in charge of or having jurisdiction over a highway,  
37 are deemed unsafe or impractical to bring into compliance at the place of  
38 weighing. Vehicles or combinations of vehicles transporting loads in this  
39 latter category shall obtain a travel authorization to the nearest place of  
40 safe unloading, load adjustment or other means of legalization.

41 (a) Neither the state of Idaho or its employees, nor any authority and  
42 its employees in charge of or having jurisdiction over a highway, shall

1 be held liable for personal injury or property damage resulting from the  
2 requirements of section 49-1001(8), Idaho Code.

3 (b) The fee for a travel authorization as set forth above shall be fifty  
4 dollars (\$50.00) and shall be on a form prescribed by the board or other  
5 proper authorities.

6 (c) The board or other proper authorities in charge of or having juris-  
7 diction over a highway shall adopt and enforce administrative rules as  
8 may be necessary to carry out the provisions of this section.

9 SECTION 2. An emergency existing therefor, which emergency is hereby  
10 declared to exist, this act shall be in full force and effect on and after its  
11 passage and approval.