

IN THE SENATE

SENATE BILL NO. 1113

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 PRIVATELY OWNED,
3 NONCOMMERCIAL VEHICLES AND TO MAKE TECHNICAL CORRECTIONS.
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5 Be It Enacted by the Legislature of the State of Idaho:

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

8 40-511. STOPPING AND INSPECTION. (1) Wherever by the laws of the state
9 of Idaho any vehicle with a maximum gross weight or registered gross weight,
10 or operated at a gross weight, of twenty-six thousand one (26,001) pounds or
11 more, excepting those transporting livestock or placardable quantities of
12 hazardous materials, is used to transport any merchandise, product or com-
13 modity within the state, within the state to without the state, or from with-
14 out the state to within the state, the owner or operator of either the motor
15 vehicle or trailer, as defined in chapter 1, title 49, Idaho Code, used to
16 transport such merchandise, product or commodity is hereby required to stop
17 at such ports of entry or checking stations established by the Idaho trans-
18 portation department and submit to inspection, grading or weighing, for com-
19 pliance with the laws of the state of Idaho.

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

24 (3) It shall be the duty of such owner or operator of every motor vehicle
25 or trailer to drive the motor vehicle or trailer upon any state-owned sta-
26 tionary or portable scale or private scale, certified by the state of Idaho,
27 when requested to do so by any peace officer, excepting fish and game offi-
28 cers, or authorized employees of the Idaho transportation department.

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

1 (5) Notwithstanding the other requirements of this section, any pri-
2 vately owned, noncommercial vehicle or combination of privately owned,
3 noncommercial vehicles shall not be required to stop at any port of entry
4 or checking station established by the Idaho transportation department.
5 Recreational vehicles and horse trailers shall not be considered commercial
6 vehicles if such vehicles are privately owned and are not being used for a
7 commercial purpose.