

Dear Senators LAKEY, Foreman, Wintrow, and
Representatives SKAUG, Scott, Gannon:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of
the Idaho State Police:

IDAPA 11.07.01 - Rules Governing Motor Vehicles - General Rules (ZBR Chapter Rewrite) -
Proposed Rule (Docket No. 11-0701-2301);

IDAPA 11.07.03 - Rules Governing Emergency Vehicles/Authorized Emergency Vehicles (ZBR
Chapter Rewrite) - Proposed Rule (Docket No. 11-0703-2301).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the
cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research
and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative
Services. The final date to call a meeting on the enclosed rules is no later than 10/05/2023. If a meeting is
called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis
from Legislative Services. The final date to hold a meeting on the enclosed rules is 11/02/2023.

The germane joint subcommittee may request a statement of economic impact with respect to a
proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement,
and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has
been held.

To notify Research and Legislation, call 334-4854, or send a written request to the address on the
memorandum attached below.



Terri Kondeff
Director

Legislative Services Office

Idaho State Legislature

Serving Idaho's Citizen Legislature

MEMORANDUM

TO: Rules Review Subcommittee of the Senate Judiciary & Rules Committee and the House Judiciary, Rules & Administration Committee

FROM: Principal Legislative Drafting Attorney - Ryan Bush

DATE: September 18, 2023

SUBJECT: Idaho State Police

IDAPA 11.07.01 - Rules Governing Motor Vehicles - General Rules (ZBR Chapter Rewrite) - Proposed Rule (Docket No. 11-0701-2301)

IDAPA 11.07.03 - Rules Governing Emergency Vehicles/Authorized Emergency Vehicles (ZBR Chapter Rewrite) - Proposed Rule (Docket No. 11-0703-2301)

Docket No. 11-0701-2301

Summary and Stated Reasons for the Rule

The Idaho State Police (ISP) submits notice of proposed rulemaking via IDAPA 11.07.01 - Rules Governing Motor Vehicles - General Rules (ZBR Chapter Rewrite). ISP states that this rulemaking is part of the Governor's Zero-Based Regulation executive order and will remove obsolete language, eliminate unnecessary restrictions, and provide overall clarity.

Negotiated Rulemaking / Fiscal Impact

ISP states that negotiated rulemaking was conducted and notice was published in the July edition of the Idaho Administrative Bulletin. There is no fiscal impact anticipated with this rulemaking.

Statutory Authority

The proposed rule appears to be within the statutory authority granted to ISP in Sections 67-2901 and 49-901, Idaho Code.

Docket No. 11-0703-2301

Summary and Stated Reasons for the Rule

The Idaho State Police (ISP) submits notice of proposed rulemaking via IDAPA 11.07.03 - Rules Governing Emergency Vehicles/Authorized Emergency Vehicles (ZBR Chapter Rewrite). ISP states that this rulemaking is part of the Governor's Zero-Based Regulation executive order and will remove obsolete language, eliminate unnecessary restrictions, and provide overall clarity.

Negotiated Rulemaking / Fiscal Impact

Paul Headlee, Deputy Director Legislative Services Office	Kristin Ford, Manager Research & Legislation	Keith Bybee, Manager Budget & Policy Analysis	April Renfro, Manager Legislative Audits	Norma Clark, Manager Information Technology
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ISP states that negotiated rulemaking was conducted and notice was published in the July edition of the Idaho Administrative Bulletin. There is no fiscal impact anticipated with this rulemaking.

Statutory Authority

The proposed rule appears to be within the statutory authority granted to ISP in Section 67-2901, Idaho Code.

cc: Idaho State Police
Tecia Ferguson

***** PLEASE NOTE *****

Per the Idaho Constitution, all administrative rules may be reviewed by the Legislature during the next legislative session. The Legislature has 3 options with this rulemaking docket: **1)** Approve the docket in its entirety; **2)** Reject the docket in its entirety; or **3)** Reject the docket in part.

IDAPA 11 – IDAHO STATE POLICE

11.07.01 – RULES GOVERNING MOTOR VEHICLES – GENERAL RULES

DOCKET NO. 11-0701-2301 (ZBR CHAPTER REWRITE)

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 67-5220(1) and 67-5220(2), 67-2907, and 49-901 Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency no later than September 20, 2023.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

In support of the Governor's Red Tape Reduction Initiative and in accordance with the [Zero-Based Regulation E.O. 2020-01](#), the goal of these rulemakings is to make changes and modifications that remove obsolete language, eliminate unnecessary restrictions, and provide overall clarity.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Not Applicable

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking:

There are no fees associated with this proposed rule making.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(1), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 5, 2023 Idaho Administrative Bulletin, [Volume 23-7, Page 30-31](#).

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule:

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, 700 S. Stratford Drive, Meridian, ID 83642. The following codes and standards are incorporated:

1. 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 1-888-875-3976 or on the worldwide web at <https://www.sae.org/publications> <http://store.sae.org/>.
2. 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>.

3. 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 Publishing 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/current/title-49>.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Captain Matt Smith, (208) 884-7022, matt.smith@isp.idaho.gov.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before September 27, 2023.

DATED this 24th day of July, 2023.

Lt. Colonel Bill Gardiner, Chief of Staff
Idaho State Police
700 S Stratford Drive
Meridian ID 83642 (208) 884-7004
Bill.gardiner@isp.idaho.gov

THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 11-0701-2301
(ZBR Chapter Rewrite)

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. ()

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. ()

002. DEFINITIONS.

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

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~~ 700 S. Stratford Drive, Meridian, ID 83642. The following codes and standards are incorporated: (3-23-22)()

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~~888-875-3976 or on the worldwide web at <http://store.sae.org>/<https://www.sae.org/publications> <http://store.sae.org/>. (3-23-22)()

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>. ()

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~~ **Publishing** 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> <https://www.ecfr.gov/current/title-49>. (3-23-22)()

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 0083.01. (3-23-22)()

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 0083.01. (3-23-22)()

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. ()

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 0083.01. (3-23-22)()

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 0063.02. (3-23-22)()

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 0063.02. (3-23-22)()

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 0063.02. (3-23-22)()

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. ()

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. (3-23-22)()

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. (3-23-22)()

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~~ S10.17.5.1, which is hereby adopted by reference as if set forth herein in full. (3-23-22)()

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. (3-23-22)()

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. (3-23-22)()

041. -- 999. (RESERVED)

IDAPA 11 – IDAHO STATE POLICE

11.07.03 – RULES GOVERNING EMERGENCY VEHICLES/AUTHORIZED EMERGENCY VEHICLES

DOCKET NO. 11-0703-2301 (ZBR CHAPTER REWRITE)

NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section(s) 67-5220(1)M 67-5220(2) and 67-2901, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be held as follows:

Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency no later than September 20, 2023.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

In support of the Governor's Red Tape Reduction Initiative and in accordance with the [Zero-Based Regulation E.O. 2020-01](#), the goal of these rulemakings is to make changes and modifications that remove obsolete language, eliminate unnecessary restrictions, and provide overall clarity.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

There are no fees associated with this rulemaking.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year as a result of this rulemaking:

There is no fiscal impact as a result of this proposed rulemaking.

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(1), Idaho Code, negotiated rulemaking was conducted. The Notice of Intent to Promulgate Rules - Negotiated Rulemaking was published in the July 5, 2023, Idaho Administrative Bulletin, [Volume 23-7, Pages 23-33](#).

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: Not applicable.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Captain Matt Smith, (208) 884-7022, matt.smith@isp.idaho.gov.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before September 27, 2023.

DATED this 24th day of July, 2023.

Lt. Colonel Bill Gardiner, Chief of Staff
Idaho State Police
700 S Stratford Drive
Meridian ID 83642 (208) 884-7004
Bill.gardiner@isp.idaho.gov

THE FOLLOWING IS THE PROPOSED TEXT OF DOCKET NO. 11-0703-2301
(ZBR Chapter Rewrite)

11.07.03 – RULES GOVERNING EMERGENCY VEHICLES/AUTHORIZED EMERGENCY VEHICLES

000. LEGAL AUTHORITY.

These rules are promulgated pursuant to the authority granted to the Idaho State Police pursuant to Section 67-2901(4), Idaho Code. (3-23-22)()

001. SCOPE.

The rules apply to emergency vehicles/authorized emergency vehicles under the jurisdiction of the Idaho State Police. They do not pertain to emergency vehicles as defined by Section 49-123, Idaho Code. (3-23-22)()

002. -- 009. (RESERVED)

010. DEFINITIONS.

~~Unless specifically defined in this chapter,~~In addition to the definitions in Title 49, Chapter 1, Idaho Code, the following definition applies to this chapter. (3-23-22)()

01. **Limited Authorized Vehicle.** A vehicle to which a limited authorization is issued by the Director for limited emergency uses as defined by the Director upon agreement with an applicant under terms specified therein. ()

~~02. **Driver.** Every person who is in actual physical control of an authorized emergency vehicle.~~ (3-23-22)

011. PURPOSE.

~~01. **General.** The purpose of this chapter is to specify a procedure to be followed to obtain approval for authorized emergency vehicles pursuant to Section 49-218, Idaho Code. Pursuant to Section 49-218, Idaho Code, the Director may designate any particular vehicle as an authorized emergency vehicle upon a finding that designation of that vehicle is necessary to the preservation of life or property or to the execution of an emergency governmental function.~~ (3-23-22)()

~~02. **Emergency Vehicles.** This chapter will not pertain to emergency vehicles as defined by Section 49-123, Idaho Code, i.e., vehicles operated by any fire department or law enforcement agency of the state of Idaho or political subdivision thereof, and ambulances of any public utility or public service corporation.~~ (3-23-22)()

012. AUTHORIZATION REQUIREMENTS.

01. **General.** Any person, ~~firm,~~ corporation, or municipal corporation, desiring to have a vehicle registered as an authorized emergency vehicle, pursuant to Section 49-218, Idaho Code, must apply for authorization by submitting a request to the Director ~~on forms provided by the department and~~ that include the following: (3-23-22)()

a. ~~Provide a~~ description of: (3-23-22)()

i. The specific geographic area ~~in~~ and purpose(s) for which the vehicle will be used ~~as an authorized emergency vehicle.~~ (3-23-22)()

ii. ~~The specific purposes for which the vehicle will be used as an emergency vehicle.~~ (3-23-22)

- iii. The emergency vehicle listing year, make, model, vehicle identification number and license plate number; ~~and~~ (3-23-22)()
- iv. ~~ii.~~ The ~~emergency~~ lighting equipment and horns or warning devices to be used ~~on the emergency vehicle.~~ (3-23-22)()
- v. ~~The emergency horns or warning devices to be used on the emergency vehicle.~~ (3-23-22)
- b. ~~Provide w~~Written documentation indicating the ~~emergency~~ vehicle will have radio communications between a central dispatch location and, when applicable, between other emergency vehicles. (3-23-22)()
- c. ~~Maintain a~~Current certificate ~~or of~~ liability and property damage insurance executed by an insurer authorized to transact insurance ~~business with the state and have a copy on file in the Director's office and update it upon each renewal period;~~ with notice of renewal being filed with the Director. The certificate must show expiration date, liability (single event and aggregate) and property damage coverage. The certificate of liability and property damage insurance must be carried in the limited authorized emergency vehicle and displayed upon the request of any law enforcement officer. (3-23-22)()
- d. ~~Provide a~~An explanation of the nature and the scope of the duties, responsibilities and the authority of the vehicle driver which necessitates the vehicle's registration as an authorized emergency vehicle. (3-23-22)()
- e. ~~Provide a~~A list of the names, addresses, and birthdates, ~~social security numbers~~ of all persons who use the vehicle as an authorized emergency vehicle. (3-23-22)()
- f. ~~Provide w~~Written documentation as to the emergency vehicle driving courses and hours of instruction completed by each driver. (3-23-22)()
- g. ~~Provide a~~A recommendation by the chief law enforcement officer or fire chief, if the vehicle is to be used for firefighting purposes, of each jurisdiction in which the vehicle is to be used ~~as an authorized emergency vehicle~~ stating that a need exists in ~~such said~~ jurisdiction for the vehicle to be used as described in the application. ~~The Director may issue emergency vehicle authorization to vehicles which operate throughout the state.~~ (3-23-22)()

013. LIMITED AUTHORIZED EMERGENCY VEHICLE.

01. General Application. Any person, firm, corporation, or municipal corporation, desiring to have a vehicle registered as a limited authorized emergency vehicle must apply for authorization to the Director on forms provided by the department that provides ~~the following information:~~ (3-23-22)()

- a. A description of the emergency vehicle ~~listing including the~~ year, make, model, vehicle identification number and license plate number. (3-23-22)()
- b. A description of the emergency lighting equipment to be used on the emergency vehicle. in conformance with Section 49-623(3), Idaho Code, and Section 49-910A, Idaho Code. (3-23-22)()

02. Requirements for Driver. Each driver of an authorized emergency vehicle must: (3-23-22)()

- a. Be eighteen (18) years of age or older; and have valid driving privileges; and (3-23-22)()
- b. Not have been convicted in any court within three (3) years of an offense of driving under the influence ~~of alcohol, drugs, or any other intoxicating substance~~, reckless driving, failure to stop or report an accident, or any other conviction which the Director may deem a disqualifier ~~to drive an authorized emergency vehicle.~~ (3-23-22)()
- e. ~~Not have had driving privileges suspended for any reason within the last three (3) years.~~ (3-23-22)

014. AUTHORIZATION LIMITATIONS.

01. Durations. The authorization provided by the Director will be valid for one (1) year. ~~The application for continued emergency vehicle authorization or limited emergency vehicle authorization must be, will expire on June 30 of each subsequent year, and may be~~ renewed prior to the expiration date. (3-23-22)()

02. Restrictions. An authorized emergency vehicle may ~~not~~ be used ~~except as follows~~ for the purposes set forth in the application: (3-23-22)()

- a. ~~Only b~~By the driver(s) named on the ~~original or amended~~ application. (3-23-22)()
- b. ~~Only w~~With the equipment described in the ~~original or amended~~ application. (3-23-22)()
- c. ~~Only w~~Within the geographical area described in the ~~original or amended~~ application. (3-23-22)()
- ~~d. Only for the purposes set forth in the original or amended application. (3-23-22)~~

03. Limited Restriction. A limited authorized emergency vehicle may not be used ~~except as follows:~~ (3-23-22)()

- a. Where a lane of traffic is obstructed or at the discretion of a peace officer, it may display a red, flashing light. ()
- b. To gain access to accident or emergency scenes, it may use interstate system emergency crossovers, provided such usage is done in a safe manner. ()

~~e~~**04. Revocation.** It is unlawful and cause for immediate revocation of the limited authorization if red lights are used while traveling to or from an incident or an emergency or for any reason not described herein. (3-23-22)()

015. -- 020. (RESERVED)

021. EQUIPMENT REQUIRED.

~~01. Authority.~~ Pursuant to ~~Section 49-901, Idaho Code,~~ the Director has authority to approve and disapprove warning lighting devices on emergency vehicles and to issue and enforce regulations for such emergency warning lighting devices. (3-23-22)

~~02. Equipment.~~ Every authorized emergency vehicle must be equipped in conformance with Section 49-623(3), Idaho Code, with at least one (1) red light visible in a three hundred and sixty (360) degree arc at a distance of one thousand feet (1000') under normal atmospheric conditions and/or an audible signaling device having a decibel rating of at least one hundred (100) decibels at a distance of ten feet (10'). (3-23-22)

022.1. PROCEDURE.

01. Approval. If the Director approves the application, he may issue a certificate of approval which is valid for thirty (30) days, during which time the emergency equipment may be installed. After installation of the emergency equipment, the applicant must bring the vehicle to a district office of the Idaho State Police to be examined to determine if the equipment is of an approved type and is properly mounted. An Idaho State Police ~~officer~~ trooper must certify the results of this examination on a form prescribed and provided by the department, and the applicant must file the form with the Idaho State Police. (3-23-22)()

~~02. Carried.~~ The certificate of approval, and when issued the agreement or copies thereof, including all endorsements for changes of conditions, must be carried in the authorized emergency vehicle or limited authorized emergency vehicle at all times and be displayed upon request of any law enforcement officer. (3-23-22)

032. **Violation.** Violation of any of the Rules is grounds for suspension or revocation of the authorized emergency vehicle agreement or limited authorized emergency vehicle agreement without prior written notice or opportunity for hearing. ()

043. **Authorization.** Any authorization may be terminated at any time without cause or prior written notice or opportunity for hearing by the Director or his designated representative. ()

054. **Copy.** A copy of the authorized emergency vehicle certificate approved by the Director or limited authorization certificate approved by the Director must be carried in each authorized vehicle and shown to any peace officer upon request. ()

06. ~~Valid. Any renewals or new applications expire on June 30 of each subsequent year following.~~
(3-23-22)

0232. -- 999. **(RESERVED)**