

DEPARTMENT OF TRANSPORTATION

Transportation Commission

**RULES PERTAINING TO TRANSPORT PERMITS FOR THE MOVEMENT OF EXTRA-LEGAL VEHICLES OR LOADS**

**2 CCR 6041-14**

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CHAPTER 1 AUTHORITY AND GENERAL PROVISIONS

100 STATEMENT OF BASIS, SPECIFIC STATUTORY AUTHORITY AND PURPOSE

101 History

The Rules Pertaining to Transport Permits for the Movement of Extra-Legal Vehicles or Loads were made effective on the following dates: June 30, 1984; January 30, 1986; November 30, 1986; January 30, 1988; May 30, 1988; April 30, 1989; March 4, 1991; April 30, 1992; July 30, 1999; January 30, 2004; August 1, 2007; ~~and August 1, 2010, and June 30, 2012.~~

102 Statement of Basis and Purpose and Statutory Authority

~~The August 1, 2010 rulemaking was initiated to rewrite the rules on a broad basis after the last substantial rule revision conducted in 1999. The August 1, 2010 rulemaking changed the rules to conform to legislation passed in 2006, 2008 and 2009 that impacted the permits issued by the Department or created new permit types. Industry also proposed broad revisions based on changing needs and business impact.~~

~~The June 30, 2012 rulemaking was initiated in response to statutory changes resulting from legislation in 2011 (HB11 1192, HB 11 1163, and HB11 1279) which amended § 42-4-505(3)(a) C.R.S. and § 42-4-510 C.R.S. The legislative changes to § 42-4-510 concern permits for Super Loads. The legislation specifically required the Department to create a system that tracks the compliance of permit holders and use the system to determine if a permit holder has a pattern of noncompliance. The legislative changes to § 42-4-505(3)(a) c.r.s. required the Department to undertake a process to evaluate both interstate and state highways for possible authorization by the Department of additional highway segments for inclusion by the General Assembly, and required the Department to solicit input from all relevant stakeholders and work within existing statutory and regulatory guidelines. The legislation further required the Department to commence the review process within ninety days after action by Congress that would allow expansion of the Longer Vehicle Combinations route network in Colorado. The legislative changes to § 42-4-510(1)(b)(II)(B) struck language referring to a tandem or triple axle group and replaced it with “two to three axles”, and in subsection (VII) modified the same language referring to tandem or triple axle grouping to a “trailer that has two or three axles”.~~

The July 2015 rulemaking was initiated to conform the rules to a change in HB14-1160, codified at § 42-4-510(11)(a)(VII)(D), C.R.S., which created a new annual fleet permit for non-interstate overweight divisible loads pertaining to power units utilizing a trailer with two or three axles. Additionally, the Department is clarifying height restrictions in conformance with § 42-4-504(1), C.R.S., incorporating processes for the new electronic permitting system, and conforming the Auxiliary Power Unit (“APU”) requirements to a change in weight made in MAP-21 (23 U.S.C. 127), increasing the APU from 400 to 550 lbs.

Specific statutory authority for the Colorado Transportation Commission to adopt and promulgate Rules pertaining to Transport Permits for the operation or movement of Extra-legal Vehicles or Loads, is contained in § 42-4-510 (1)(b), 511-(1), and § 43-1-106(8)(k), C.R.S. Various permits issued under the law require restrictions or conditions for movement which includes using Pilot Escort ~~v~~Vehicles to accompany the movement of ~~l~~Loads, in an effort to protect the health, safety and welfare of the traveling public. Conditions for requirements prescribed by the Department are statutorily authorized under § 42-4-510 (3), C.R.S.

The purpose of the Rules is to comply with state statutes that allow the movement on ~~s~~State ~~h~~Highways of ~~v~~Vehicles and ~~l~~Loads exceeding ~~l~~Legal ~~l~~Limits provided that the Department issues a permit for such ~~v~~Vehicles and ~~l~~Loads. Section 42-4-510 (3), C.R.S. authorizes the Department to prescribe conditions of operation for the movement of Extra-Legal ~~l~~Loads.

### 103 General Provisions

103.1 An Extra-legal Vehicle or Load shall not operate or move on a State Highway, except by permit as provided in the Rules. The Department may, upon submission of an application in writing, by facsimile, or by electronic means and Good Cause being shown therefore, issue a single-trip, a special, or an annual Transport Permit authorizing the Applicant to operate or move an Extra-legal Vehicle or Load of a size or weight exceeding the Legal Limits established by or otherwise not in conformity with § 42-4-501 through §42-4-509, C.R.S. All permits shall be issued at the discretion of the Department, as provided in §42-4-510, C.R.S. ~~All Extra-legal permits issued by the Department are valid for nondivisible Vehicles or Loads only, unless otherwise specified in this rule.~~

103.1.1 All Extra-legal permits issued by the Department are valid for Nondivisible Vehicles or Loads only, unless otherwise specified in this rule.

103.1.2 As directed by § 42-4-504(1), C.R.S., the legal Vehicle Height limit of fourteen feet six inches shall apply to Vehicles, unladen or with Load, on all Highways within the Department's jurisdiction. This legal Vehicle limit does not apply to Vehicles travelling on Highways where there are overhead Highway structures that limit the vertical clearance to a lesser Height. The vertical clearances and locations of said structures may be found at [www.coloradodot.info/business/permits/truckpermits](http://www.coloradodot.info/business/permits/truckpermits).

[103.2, 103.3, 103.4 no change]

103.5 The Department will ~~provide-publish an electronic copy, either paper or electronic,~~ of the Rules on its website along with and, as appropriate, the Bridge Weight Limit Map, the Pilot Escort and Oversize Restriction Map, and the Height Restriction Map ~~to each Applicant for an annual permit, when the permit is granted.~~

[Rule 200 through Rule 256 no changes]

## CHAPTER 3 TRANSPORT PERMITS AND APPLICATION INFORMATION

300 The following Permits are available:

[Rule 300.1 through Rule 300.7 no changes]

300.8 Non-Interstate Fleet Permit: A permit that is valid for one year from the date of issuance for the use of Non-Interstate ~~h~~Highways as authorized in §42-4-510 (11) (a) (VI)(C) and (VII)(D), C.R.S.

Vehicles and/or Loads shall not exceed the Maximum Limits for Annual Non-Interstate Permits as set forth in Chapter 3 of the Rules.

- 300.9 LVC Overweight Vehicle Transport Permit: A permit issued to a Longer Vehicle Combination, in possession of a Longer Vehicle Permit, which indicates the route of travel, to haul in excess of legal weight on the designated route with a Divisible Load.
- 300.10 Super Load: A sub-permit of a Chapter 6 Special for Vehicles and/or Loads as referenced in § 42-4-510 (1.7) (a) (I) and (II).
- 300.11 6-Month Non-Interstate Divisible Load Permit: A permit that is valid for six months from the date of issuance on all Non-Interstate Highways for ~~an Extra-legal Vehicle or Load~~ a power unit and a trailer that has two or three axles that does not exceed the legal size limits or the maximum weight limits per § 42-4-510-(1)-(b)-(II) (B), C.R.S., and the Bridge Weight Limit Map. This permit is valid for Divisible Loads (weight only).

301 Application Information.

The Applicant must submit a completed application to obtain a Transport Permit in the manner prescribed by the Dept. Applications shall be submitted in person, by electronic means or by mail. Applications are not accepted over the telephone.

- 302 When an Extra-legal Vehicle or Load is operating under any permit, an electronically transmitted copy of a Transport Permit shall be acceptable.
- 303 The Applicant must include the following information and documentation as part of the application:
- 303.1 Applicant name, address and phone number.
- 303.2 Type of permit requested.
- 303.3 Method of payment.
- 303.4 Make, model and ~~last 8 characters of the~~ entire Vehicle Identification Number of the power unit to be permitted.

[Rule 303.5 to Rule 303.17 no changes]

303.18 USDOT number

303.19 The Applicant's signature on the paper application or by electronic means when using the online application system.

[Rule 304 no changes]

305 QUAD AXLE ANNUAL OVERWEIGHT PERMIT FOR DIVISIBLE VEHICLES OR LOADS

The Maximum Limits that may be authorized for an Extra-legal Vehicle or load operating under a Quad Axle Annual Overweight Permit for Divisible Vehicles or Loads are as follows:

- 305.1 Not to exceed fourteen feet six inches~~Thirteen feet~~ in Height, ~~unless~~ operating on a highway, designated by the Colorado Department of Transportation, ~~to operate at Fourteen feet, six inches in Height.~~

[Rule 305.2 to Rule 305.5 no changes]

306 TWO/THREE AXLE TRAILER ANNUAL OR 6-MONTH OVERWEIGHT PERMIT FOR DIVISIBLE VEHICLES OR LOADS

The Maximum Limits that may be authorized for an Extra-legal Vehicle or load operating under a Two/Three Axle trailer Annual or 6-Month Overweight Permit for Divisible Vehicles or Loads are as follows:

- 306.1 ~~Not to exceed fourteen feet six inches~~Thirteen feet in Height, ~~unless~~ operating on a ~~h~~Highway, designated by the Colorado Department of Transportation, ~~to operate at Fourteen feet, six inches in Height.~~

[Rule 306.2 to Rule 306.5 no changes]

[Rule 307 and Rule 308 no changes]

309 Document Knowledge and Compliance Requirement.

~~An annual Permittee must have the following documents in the permitted Vehicle, or access to the documents electronically, when operating or moving on any Highway, except as provided in Chapter 7. This provision does not apply to Annual LVC weight permits. The provisions of 309.4 and 309.5 do not apply to Non-Interstate overweight Divisible Load Permits.~~

- 309.1 ~~The original or a copy of the Transport Permit, unless the permit can be electronically verified in accordance with §42-4-510 (4), C.R.S. A Permittee who has been issued an Annual Permit must:~~

~~309.1 Have the original Transport Permit or legible copy of the same in the permitted Vehicle, or have access to the Permit electronically, when operating or moving on and Highway in accordance with § 42-4-510(4), C.R.S.~~

~~309.2 Be knowledgeable of, and comply with these Rules.~~

~~309.3 Route the Vehicle to comply with these Rules, the Bridge Weight Limit Map, the Pilot Escort and Oversize Restriction Map, the Height Restriction Map and all Highway restrictions. This information is available on both the CDOT Commercial Vehicle Permits Webpage or on the Motor Carriers' dashboard of the CDOT permitting system by clicking on the Annual Permit Route link.~~

~~309.2—Copy of the Rules.~~

~~309.3—Bridge Weight Limit Map.~~

~~309.4—Pilot Escort and Oversize Restriction Map.~~

~~309.5—Height Restriction Map.~~

[Rule 310, 311, and 400 no changes]

CHAPTER 4 TRANSPORT PERMIT OPERATING REQUIREMENTS AND RESTRICTIONS

401 Regional Hours of Restrictions

## 401.1 DENVER AREA CURFEWS

An Extra-legal Vehicle or Load is prohibited from travel, at the following times, unless authorized under a Chapter 6 Special or Super Load Transport Permit in the Denver Area, during the hours of 6:00 a.m. to 9:00 a.m. and 3:00 p.m. to 6:00 p.m., Monday through Friday, on the following segments:

401.1.1 I-25 between I-225 (Exit 200, RP 200.1) and SH 128 (120th Avenue, Exit 223)

401.1.2 I-70 between SH 72 (Ward Road) (Exit 266, RP 265) and I-225 (Exit 282, RP 282.6)

401.1.3 I-76 between I-25 (Exit 5, RP 5.8) and I-70 (Exit 0, RP 0)

401.1.4 I-76 between I-25 (Exit ~~125~~, RP ~~12.05.8~~) and U.S. 85 (Exit ~~5.12~~ RP ~~5.812.0~~) ~~for LVCs only~~

[Rule 401.1.5 through Rule 401.1.14 no changes]

[Rule 401.2 through Rule 704 no change]

704 Tow Carrier Exceptions: this section applies to tow carriers as defined by Section 40-13-101, 40-10.1-101(20), C.R.S.

[Rule 704 through 713 no change]

713 Auxiliary Power Unit Exceptions:

713.1 For Gross Weight:

713.1.1 Any Vehicle that utilizes an Auxiliary Power or idle reduction technology unit in order to promote reduction of fuel use and emissions because of engine idling, shall have the actual weight of the ~~a~~Auxiliary ~~p~~Power or idle reduction technology unit, up to ~~400~~550 lbs., exempted from the calculation of actual ~~g~~Gross ~~v~~Vehicle ~~w~~Weight. To be eligible for this exemption, the operator of the vehicle must be able to prove by written certification, the actual weight of the APU; and by demonstration or certification, that the idle reduction technology is fully functional at all times.

713.1.2 Certification of the weight of the APU must be available to law enforcement officers if the ~~v~~Vehicle is found in violation of applicable weight laws. The additional weight allowed cannot exceed ~~400~~550 lbs. or the weight certified whichever is less.

713.2 For Axle Weight: Any Vehicle that utilizes an Auxiliary Power or idle reduction technology unit in order to promote reduction of fuel use and emissions because of engine idling, shall have the actual weight of the ~~a~~Auxiliary ~~p~~Power or idle reduction technology unit, up to ~~400~~550 lbs., exempted from the calculation of actual axle weight. To be eligible for this exemption, the operator of the vehicle must be able to prove by written certification, the actual weight of the APU; and by demonstration or certification, that the idle reduction technology is fully functional at all times.

Certification of the weight of the APU must be available to law enforcement officers if the ~~v~~Vehicle is found in violation of applicable weight laws. The additional weight allowed cannot exceed ~~400~~550 lbs. or the weight certified whichever is less.

| [Rule 800, 900, 10.00 no change]