

NOTICE OF PROPOSED CHANGES IN THE  
REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION  
AND PUBLIC FACILITIES

The Department of Transportation and Public Facilities (the "Department") proposes to adopt regulation changes in Title 17 of the Alaska Administrative Code, dealing with Commercial Vehicles, including the following:

- (1) The heading for Article 1 of 17 AAC 25 is proposed to be changed to clarify that the size and weight limitations contained in Article 1 apply to all motor vehicles;
- (2) 17 AAC 25.012(d) is proposed to be changed to increase the permissible cargo-carrying length of a semitrailer or trailer;
- (3) 17 AAC 25.013(a) is proposed to be changed to make the subsection easier to understand and read;
- (4) 17 AAC 25.015(c) and (d), 17 AAC 25.200(a), and 17 AAC 25.210(a) are proposed to be changed to update the references to various federal regulations to the most recently published version;
- (5) 17 AAC 25.210 and 17 AAC 25.220 are proposed to be changed to exempt in certain circumstances persons holding commercial fishing licenses, sport fishing operator licenses, or sport fishing guide licenses from commercial vehicle safety and hours of service regulations;
- (6) 17 AAC 25.320(b) is proposed to be changed to updated the reference to the *Administrative Permit Manual: Oversize and Overweight Permits* to the version adopted in December of 2009;
- (7) 17 AAC 25.320(c) is proposed to be amended to increase the maximum width for which an extended period permit can be obtained for an oversized load;
- (8) 17 AAC 25.335(c) is proposed to be amended to permit oral warnings for overweight violations that do not exceed 500 pounds for an axle group;
- (9) 17 AAC 25.340 is proposed to be amended to permit enforcement officers who have reason to suspect a vehicle to be in violation of commercial vehicle safety regulations to stop the vehicle for inspection, and to provide that an overweight or oversize permit that has been altered is void; and
- (10) 17 AAC 25.900 is proposed to be amended to define of the term "intrastate commerce."

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Laura Edwards at 11900 Industry Way, Suite 2, Anchorage, Alaska 99515, or [laura.edwards@alaska.gov](mailto:laura.edwards@alaska.gov). The comments must be received no later than 5:00 p.m. on March 5, 2010.

Oral or written comments also may be submitted at a hearing to be held on March 2, 2010, at 11900 Industry Way, Suite 2, Anchorage, in the MSCVE Training Room. The hearing will be held from 2:00

p.m. to 3:00 p.m. and might be extended to accommodate those present before 3:00 p.m. who did not have an opportunity to comment. You may participate in this hearing telephonically by calling 800-315-6338, and use Access Code: 12001#. There are a limited number of people who can participate telephonically at the same time. If you receive a busy signal, call (907) 365-1210 and inform the receptionist that you wish to participate in the hearing.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Laura Edwards at 907-365-1215 or email at [laura.edwards@alaska.gov](mailto:laura.edwards@alaska.gov) no later than February 23, 2010 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Laura Edwards at 11900 Industry Way, Suite 2, Anchorage, Alaska 99515 or go to [www.dot.state.ak.us/mscve](http://www.dot.state.ak.us/mscve).

After the public comment period ends, the Department will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **YOU SHOULD COMMENT DURING THE TIME ALLOWED IF YOUR INTERESTS COULD BE AFFECTED.**

**Statutory Authority:** AS 19.05.010; AS 19.05.020; AS 19.05.040; AS 19.10.060; AS 19.10.310; AS 19.10.340; AS 19.10.340; AS 19.10.370; AS 19.10.399; AS 44.42.020; AS 44.42.030; AS 45.75.050; AS 45.75.131

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 19.05.010; AS 19.05.020; AS 19.10.060; AS 19.10.310; AS 19.10.340; AS 19.10.340; AS 44.42.020; AS 45.75.050; AS 45.75.131

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: January 12, 2010

  
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Dan Breeden, Director  
DOT&PF / MSCVE