

**DEPARTMENT OF PUBLIC SAFETY
DIVISION OF STATE PATROL**

**PORT OF ENTRY RULES FOR
COMMERCIAL MOTOR CARRIER
SIZE, WEIGHT AND CLEARANCE**

STATEMENT OF BASIS, STATUTORY AUTHORITY, AND PURPOSE

Pursuant to §42-8-104(1), CRS, the Chief of the Colorado State Patrol has authority to promulgate rules necessary to implement the enforcement of applicable statutes and regulations concerning commercial motor carriers, owners and operators through the operation of Port of Entry weigh stations on public highways within the state of Colorado.

Amendments are being proposed to 8 Colorado Code of Regulations 1507-28 to ensure compliance and consistency with state law and federal regulations. Specifically, these amendments clarify weight tolerances for alternative fuel vehicles; the requirements of and the appeals process applicable to the Special Revocable Permit Program; correct inadvertent omissions; clarify applicability of these rules; update references to POE personnel; and correct minor grammatical and formatting errors.

It has been declared by the General Assembly that the safe operation of commercial vehicles is a matter of statewide concern. It has also been declared, by the General Assembly, that ensuring compliance with state law and to ensure the equal distribution of fee payments, licenses, and taxes on motor carriers and the owners and operators of motor vehicles is an important state interest. The non-implementation of rules to carry out the purpose of the statutes would be contrary to the public health, peace, safety and welfare of the state. For these reasons, it is necessary that these proposed amendments be adopted.



Colonel Scott Hernandez, Chief
Colorado State Patrol

3/3/2017

Date of Adoption