

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

STATEMENT OF BASIS, STATUTORY AUTHORITY, AND PURPOSE

According to §42-8-104 (1), CRS, the Chief of the Colorado State Patrol has the 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 Colorado.

Amendments proposed to 8 CCR 1507-28 include:

- Document formatting adjustments that do not affect the content or interpretation of these rules have been made throughout the document to comply with the state accessibility standards required under Section 24-34-802, CRS. Examples of these adjustments include changing capitalized text to mixed-case or lower-case text, removing underlined text, increasing font size, using the word “section” instead of the section symbol, enabling hyperlinked text, and adjusting the document’s paragraph structure to support electronic bookmarking for use with electronic reading software.
- Insertion of a Table of Contents, facilitating document navigation.
- Updating the Port of Entry officer's scope of authority in response to the passage of SB 24-100 and its amendment of Section 42-4-106 (5), CRS, which extends POE authority to the enforcement of state commercial vehicle chain laws.
- Clarifying Port of Entry scope of authority within the rules to include significant limitations to maintain statutory compliance and
- Correcting minor errors in grammar, editing, spelling, formatting, and updating references to resources.

The General Assembly has declared that the safe operation of commercial vehicles is a statewide concern. The General Assembly has also declared that ensuring compliance with state law and 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 public health, peace, safety, and welfare. For these reasons, these proposed amendments must be adopted.