

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 21

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO MUNICIPAL AIRPORTS; AMENDING SECTION 21-105, IDAHO CODE, TO RE-  
2 MOVE LANGUAGE RELATING TO CERTAIN PREAPPLICATION APPROVAL BY THE IDAHO  
3 TRANSPORTATION DEPARTMENT.  
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 21-105, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 21-105. MUNICIPAL AIRPORTS. (a) Technical Services of the Department.  
9 The department may, insofar as is reasonably possible, make available its  
10 engineering and other technical services, with or without charge, to any mu-  
11 nicipality or person desiring them in connection with the planning, acqui-  
12 sition, construction, improvement, maintenance or operation of airports or  
13 air navigation facilities.

14 (b) State Financial Assistance. The department may render financial  
15 assistance by grant or loan or both to any municipality or municipalities  
16 acting jointly, in the planning, acquisition, construction, improvement,  
17 maintenance, or operation of an airport owned or controlled, or to be owned  
18 or controlled by such municipality or municipalities, out of appropriations  
19 made by the legislature for such purposes. Such financial assistance may be  
20 furnished in connection with federal or other financial aid for the same pur-  
21 poses.

22 (c) Federal Aid. The department is authorized to act as agent of any  
23 municipality or municipalities acting jointly, upon the request of such mu-  
24 nicipality or municipalities, in accepting, receiving, receipting for and  
25 disbursing federal moneys, and other moneys public or private, made avail-  
26 able to finance, in whole or part, the planning, acquisition, construction,  
27 improvement, maintenance, or operation of a municipal airport or air navi-  
28 gation facility; and if requested by such municipality or municipalities may  
29 act as its or their agent in contracting for and supervising such planning,  
30 acquisition, construction, improvement, maintenance or operation; and all  
31 municipalities are authorized to designate the department their agent for  
32 the foregoing purposes. The department, as principal on behalf of the state,  
33 and any municipality, on its own behalf, may enter into any contracts, with  
34 each other or with the United States or with any person, which may be required  
35 in connection with a grant or loan of federal moneys for municipal airport  
36 or air navigation facility purposes. All federal moneys accepted under this  
37 section shall be accepted and transferred or expended by the department upon  
38 such terms and conditions as are prescribed by the United States. All mon-  
39 eys received by the department pursuant to this section shall be deposited in  
40 the state treasury, and, unless otherwise prescribed by the authority from  
41 which such moneys were received, shall be kept in separate funds designated  
42 according to the purposes for which the moneys were made available, and held

1 by the state in trust for such purposes. All such moneys are hereby appropri-  
2 ated for the purposes for which the same were made available, to be disbursed  
3 or expended in accordance with the terms and conditions upon which they were  
4 made available.

5 ~~(d) No municipality, county, regional airport authority in this state,~~  
6 ~~except airports serving regularly scheduled airlines certified by an agency~~  
7 ~~of the federal government, whether acting alone or jointly with another lo-~~  
8 ~~cal public entity or with the state, shall submit to any federal agency or~~  
9 ~~department of the United States any project application under the provisions~~  
10 ~~of any act of congress which provides airport planning funds, or airport~~  
11 ~~construction and development funds for the expansion and improvement of the~~  
12 ~~airport system, unless the pre-application for federal assistance has been~~  
13 ~~first submitted to and approved by the Idaho transportation department.~~