

STATEMENT OF PURPOSE

RS21672C1

Portions of Sections 40-310 and 40-203B, Idaho Code, are inconsistent in how they relate to relinquishing state routes to local jurisdictions. For example, Section 40-310(1) requires the Board to advise the affected jurisdiction of their decision, while 40-203B requires the Board to seek the consent of the local jurisdiction before relinquishing a highway to them. 40-203B is the more recent statute and reflects the current practice in working with local jurisdictions. This proposal would delete a portion of subsection 40-310(1)(a) through (1)(d), which contain requirements for notification, public hearing and appeal which do not apply when a highway can only be relinquished by consent of the recipient. Additionally, the public hearing provisions, as stated in 40-310, are outdated. Such hearings must be conducted in certain situations per federal guidelines and provisions for those hearings are found in federal requirements.

FISCAL NOTE

There will be no fiscal impact if this bill passes or fails as we are in compliance with current practice as required by Section 40-203B, Idaho Code.

Contact:

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