

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 217

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO PUBLIC WORKS; AMENDING SECTION 54-1218, IDAHO CODE, TO REVISE
2 PROVISIONS RELATING TO THE APPLICABILITY OF SPECIFIED LAW.
3

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

5 SECTION 1. That Section 54-1218, Idaho Code, be, and the same is hereby
6 amended to read as follows:

7 54-1218. PUBLIC WORKS. (1) It shall be unlawful for this state, or for
8 any county, city, school district, irrigation district, drainage district,
9 highway district, or other subdivision of the state having power to levy
10 taxes or assessments against property situated therein, to engage in the
11 construction of any public works when the public health or safety is involved
12 unless the plans and specifications and estimates have been prepared by, and
13 the construction reviewed by, a professional engineer.

14 (2) The provisions of this section shall not apply to public construc-
15 tion, reconstruction, maintenance, and repair or replacement work that is
16 ~~insignificant, that is projects of less than ten thousand dollars (\$10,000)~~
17 ~~in total cost,~~ performed by employees of the public agency and performed in
18 accordance with standards for such work that have been certified by a profes-
19 sional engineer and duly adopted by the public agency's governing body in-
20 cluding, but not limited to, the Idaho standards for public works construc-
21 tion and any supplements thereto, ~~and only if a professional engineer de-~~
22 ~~termines that such public construction, reconstruction, maintenance and re-~~
23 ~~pair~~ so that such work does not represent a material risk to public health or
24 safety.