

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 256

BY WAYS AND MEANS COMMITTEE

AN ACT

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

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 con-
15 struction, reconstruction, maintenance and repair work that is governed
16 by chapter 12, title 42, Idaho Code; or public work that is insignificant,
17 that is projects of less than ten thousand dollars (\$10,000) in total cost,
18 performed by employees of the public agency and performed in accordance with
19 standards for such work that have been certified by a professional engineer
20 and duly adopted by the public agency's governing body including, but not
21 limited to, the Idaho standards for public works construction and any sup-
22 plements thereto, and only if a professional engineer determines that such
23 public construction, reconstruction, maintenance and repair work does not
24 represent a material risk to public health or safety.