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LEGISLATURE OF THE STATE OF IDAHO
Sixty-sixth Legislature First Regular Session - 2021

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1 AN ACT
2 RELATING TO DEVELOPMENT IMPACT FEES; AMENDING CHAPTER 82, TITLE 67, IDAHO
3 CODE, BY THE ADDITION OF A NEW SECTION 67-8216, IDAHO CODE, TO AUTHO-
4 RIZE ADDITIONAL USES OF DEVELOPMENT IMPACT FEES; AND AMENDING SECTION
5 67-8216, IDAHO CODE, TO REDESIGNATE THE SECTION.

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

7 SECTION 1. That Chapter 82, Title 67, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 67-8216, Idaho Code, and to read as follows:

10 67-8216. ADDITIONAL USES. (1) Notwithstanding any other provision of
11 law, cities and counties may assess impact fees for the benefit of public
12 transportation systems and for public schools, community colleges, and col-
13 leges and universities, pursuant to one (1) or more cooperative agreements
14 with public entities operating or proposing to operate public transporta-
15 tion systems and educational institutions.

16 (2) For the purpose of this section, "capital improvements" shall
17 also include equipment, computer hardware and software, vehicles, and other
18 items not constituting structures and fixtures irrespective of their useful
19 life.

20 SECTION 2. That Section 67-8216, Idaho Code, be, and the same is hereby
21 amended to read as follows:

22 67-82167. SEVERABILITY. The provisions of this chapter are hereby de-
23 clared to be severable and if any provision of this chapter or the applica-
24 tion of such provision to any person or circumstance is declared invalid for
25 any reason, such declaration shall not affect the validity of remaining por-
26 tions of this chapter.