

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 131

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1
2 RELATING TO COUNTY COMMISSIONERS AND HIGHWAY OFFICERS; AMENDING SECTION
3 40-616, IDAHO CODE, TO PROVIDE AN OPTION FOR WIDER SIDEWALKS OR SIDE
4 PATHS AND TO MAKE A TECHNICAL CORRECTION.

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

6 SECTION 1. That Section 40-616, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 40-616. SIDEWALKS OR SIDE PATHS. Commissioners and boards of com-
9 missioners of any highway district are empowered to set apart on and along
10 any public highway outside the boundaries of incorporated cities a strip
11 of land not exceeding eight (8) feet in width for a sidewalk or side path
12 and to make an order designating the width of the path and to cause the line
13 separating the path from the highway proper to be located and marked with
14 stakes, posts, grade, or other marker, unless the governing board makes a
15 written finding supporting the public necessity for a sidewalk or side path
16 of greater width. After the sidewalks and paths have been set apart and
17 the line separating them from the highway has been located and marked, the
18 use shall be restricted to pedestrians, riders of bicycles, and riders of
19 electric-assisted bicycles, if not otherwise prohibited by local ordinance
20 or by signage posted by the public agency with jurisdiction after notice by
21 inclusion on a governing board agenda.