

IN THE SENATE

SENATE BILL NO. 1205

BY FINANCE COMMITTEE

AN ACT

RELATING TO FUNDING OF THE IDAHO TRANSPORTATION DEPARTMENT; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO TRANSPORTATION DEPARTMENT FOR FISCAL YEAR 2026; REDUCING THE APPROPRIATION TO THE IDAHO TRANSPORTATION DEPARTMENT FOR FISCAL YEAR 2026; PROVIDING REAPPROPRIATION AUTHORITY FOR THE CAPITAL FACILITIES PROGRAM; PROVIDING REAPPROPRIATION AUTHORITY FOR AIRPORT DEVELOPMENT GRANTS; PROVIDING REAPPROPRIATION AUTHORITY FOR THE CONTRACT CONSTRUCTION AND RIGHT-OF-WAY ACQUISITION DIVISION; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE STRATEGIC INITIATIVES PROGRAM (DEDICATED) FUND; APPROPRIATING AND TRANSFERRING MONEYS FROM THE GENERAL FUND TO THE LOCAL HIGHWAY DISTRIBUTION FUND; PROVIDING TIMING OF DISTRIBUTION TO THE LOCAL HIGHWAY DISTRIBUTION FUND; PROVIDING FOR ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS; PROVIDING FOR ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS; DIRECTING AIRPORT DEVELOPMENT GRANT ELIGIBILITY; PROVIDING FOR CONDITIONS, LIMITATIONS, AND RESTRICTIONS; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO TRANSPORTATION DEPARTMENT FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

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

SECTION 1. In addition to any other appropriation provided by law, there is hereby appropriated to the Idaho Transportation Department the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2025, through June 30, 2026:

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
I. TRANSPORTATION SERVICES:					
A. ADMINISTRATION:					
FROM:					
State Highway (Dedicated)					
Fund	\$50,600	\$355,600	\$2,555,700		\$2,961,900
B. CAPITAL FACILITIES:					
FROM:					
State Highway (Dedicated)					
Fund			\$25,100,000		\$25,100,000

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
5	C. AERONAUTICS:				
6	FROM:				
7	State Aeronautics (Dedicated)				
8	Fund	\$10,005,200	\$27,100		\$10,032,300
9	State Highway (Dedicated)				
10	Fund	<u>0</u>	<u>4,000</u>		<u>4,000</u>
11	TOTAL	\$10,005,200	\$31,100		\$10,036,300
12	DIVISION				
13	TOTAL	\$50,600	\$10,360,800	\$27,686,800	\$38,098,200
14	II. MOTOR VEHICLES:				
15	FROM:				
16	State Highway (Dedicated)				
17	Fund	\$2,400	\$847,700	\$742,200	\$1,592,300
18	III. HIGHWAY OPERATIONS:				
19	FROM:				
20	State Highway (Dedicated)				
21	Fund	\$3,416,000	\$2,030,400	\$66,017,200	\$71,463,600
22	State Highway (Federal)				
23	Fund		1,047,000	\$11,980,000	13,027,000
24	Federal COVID-19 Relief				
25	Fund	<u>0</u>	<u>0</u>	<u>565,000</u>	<u>565,000</u>
26	TOTAL	\$3,416,000	\$3,077,400	\$66,017,200	\$85,055,600
27	IV. CONTRACT CONSTRUCTION & RIGHT-OF-WAY ACQUISITION:				
28	FROM:				
29	State Highway (Local)				
30	Fund		\$5,000,000		\$5,000,000
31	State Highway (Federal)				
32	Fund		<u>107,276,000</u>		<u>107,276,000</u>
33	TOTAL		\$112,276,000		\$112,276,000
34	GRAND TOTAL	\$3,469,000	\$14,285,900	\$206,722,200	\$237,022,100

1 SECTION 2. Notwithstanding any other provision of law to the contrary,
 2 there is hereby reduced from the Idaho Transportation Department by the
 3 following amounts from the designated programs for personnel costs from the
 4 State Highway Fund for the period July 1, 2025, through June 30, 2026:

5 FROM:

6 ADMINISTRATION:	\$7,500
7 MOTOR VEHICLES:	2,400
8 HIGHWAY OPERATIONS:	<u>92,000</u>
9 TOTAL	\$101,900

10 SECTION 3. REAPPROPRIATION AUTHORITY FOR THE CAPITAL FACILITIES PRO-
 11 GRAM. There is hereby reappropriated to the Idaho Transportation Department
 12 any unexpended and unencumbered balances appropriated to the Idaho Trans-
 13 portation Department from the State Aeronautics (Dedicated) Fund and the
 14 State Highway (Dedicated) Fund in the Capital Facilities Program for fiscal
 15 year 2025, to be used for nonrecurring expenditures in the Capital Facili-
 16 ties Program for the period July 1, 2025, through June 30, 2026. The Office
 17 of the State Controller shall confirm the reappropriation amount, by fund,
 18 expense class, and program, with the Legislative Services Office prior to
 19 processing the reappropriation authorized herein.

20 SECTION 4. REAPPROPRIATION AUTHORITY FOR AIRPORT DEVELOPMENT GRANTS.
 21 There is hereby reappropriated to the Idaho Transportation Department any
 22 unexpended and unencumbered balances appropriated or reappropriated to the
 23 Idaho Transportation Department from the State Aeronautics (Dedicated) Fund
 24 as trustee and benefit payments for airport development grants for fiscal
 25 year 2025, to be used for nonrecurring expenditures for airport development
 26 grants for the period July 1, 2025, through June 30, 2026. The Office of the
 27 State Controller shall confirm the reappropriation amount, by fund, expense
 28 class, and program, with the Legislative Services Office prior to processing
 29 the reappropriation authorized herein.

30 SECTION 5. REAPPROPRIATION AUTHORITY FOR THE CONTRACT CONSTRUCTION
 31 AND RIGHT-OF-WAY ACQUISITION DIVISION. There is hereby reappropriated to
 32 the Idaho Transportation Department any unexpended and unencumbered bal-
 33 ances appropriated or reappropriated to the Idaho Transportation Department
 34 from the State Highway Fund and the Transportation Expansion and Congestion
 35 Mitigation Fund for the Contract Construction and Right-of-Way Acquisition
 36 Division for fiscal year 2025, in a total amount not to exceed \$300,000,000
 37 from the State Highway Fund and/or the Transportation Expansion and Con-
 38 gestion Mitigation Fund, to be used for nonrecurring expenditures for the
 39 Contract Construction and Right-of-Way Acquisition Division for the period
 40 July 1, 2025, through June 30, 2026. The Office of the State Controller shall
 41 confirm the reappropriation amount, by fund, expense class, and program,
 42 with the Legislative Services Office prior to processing the reappropria-
 43 tion authorized herein.

1 SECTION 6. CASH TRANSFER. There is hereby appropriated, and the Office
2 of the State Controller shall transfer \$165,000,000 from the General Fund to
3 the Strategic Initiatives Program (Dedicated) Fund as soon as practicable
4 for the period July 1, 2025, through June 30, 2026.

5 SECTION 7. CASH TRANSFER. There is hereby appropriated, and the Office
6 of the State Controller shall transfer \$110,000,000 from the General Fund
7 to the Local Highway Distribution Fund as soon as practicable for the period
8 July 1, 2025, through June 30, 2026.

9 SECTION 8. LOCAL HIGHWAY DISTRIBUTION FUND. The amount appropriated in
10 Section 7 of this act shall be distributed in full with the first distribu-
11 tion from the Highway Distribution Account.

12 SECTION 9. ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Notwithstanding
13 the provisions of any law to the contrary, of the moneys distributed pursuant
14 to Section 63-3638(16), Idaho Code, and apportioned to local units of gov-
15 ernment in the same percentages provided for in Section 40-709(1) through
16 (3), Idaho Code, to any single countywide highway district formed pursuant
17 to Chapter 14, Title 40, Idaho Code, at least \$8,000,000 shall be used to-
18 wards the construction of a road widening project and bridge reconstruction
19 for congestion mitigation on a residential mobility arterial that connects a
20 State Highway to a U.S. Highway. For purposes of this section, "residential
21 mobility arterial" means a roadway identified as a residential mobility ar-
22 terial pursuant to each district's master street map as of June 26, 2024.

23 SECTION 10. ALLOCATION OF FUNDS FOR SPECIFIC PROJECTS. Notwithstand-
24 ing the provisions of any law to the contrary, of the moneys transferred in
25 Section 7 of this act and apportioned to local units of government in the
26 same percentages provided for in Section 40-709, Idaho Code, to any single
27 countywide highway district formed pursuant to Chapter 14, Title 40, Idaho
28 Code, at least \$19,200,000 shall be used towards the construction of a road
29 widening project and bridge reconstruction for congestion mitigation on a
30 residential mobility arterial that connects a State Highway to a U.S. High-
31 way. For purposes of this section, "residential mobility arterial" means a
32 roadway identified as a residential mobility arterial pursuant to each dis-
33 trict's master street map as of June 26, 2024.

34 SECTION 11. AIRPORT DEVELOPMENT GRANT ELIGIBILITY. Airport develop-
35 ment grants shall not be allocated to airports in violation of the Policy on
36 the Non-Aeronautical Use of Airport Hangars, 81 F.R. 38906. Compliance with
37 the federal regulation will be confirmed by the airport sponsor and reported
38 to the Idaho Transportation Department prior to distribution of funds.

39 SECTION 12. CONDITIONS, LIMITATIONS, AND RESTRICTIONS. Appropriations
40 made pursuant to this act are subject to the conditions, limitations, and re-
41 strictions specified in this act.

42 SECTION 13. In addition to the appropriation made in Section 1, Chap-
43 ter 329, Laws of 2024, and any other appropriation provided by law, there

1 is hereby appropriated to the Idaho Transportation Department the follow-
 2 ing amounts to be expended according to the designated programs and expense
 3 classes from the listed funds for the period July 1, 2024, through June 30,
 4 2025:

	FOR CAPITAL OUTLAY	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
9 I. HIGHWAY OPERATIONS:			
10 FROM:			
11 State Highway (Federal)			
12 Fund		\$5,500,000	\$5,500,000
13 II. CONTRACT CONSTRUCTION & RIGHT-OF-WAY ACQUISITION:			
14 FROM:			
15 State Highway (Local)			
16 Fund	\$10,000,000		\$10,000,000
17 State Highway (Federal)			
18 Fund	<u>50,000,000</u>		<u>50,000,000</u>
19 TOTAL	\$60,000,000		\$60,000,000
20 GRAND TOTAL	\$60,000,000	\$5,500,000	\$65,500,000

21 SECTION 14. An emergency existing therefor, which emergency is hereby
 22 declared to exist, Section 13 of this act shall be in full force and effect on
 23 and after passage and approval, and Sections 1 through 12 of this act shall be
 24 in full force and effect on and after July 1, 2025.