

Moved by Brackett

Seconded by Nelson

IN THE SENATE
SENATE AMENDMENT TO H.B. NO. 325

AMENDMENT TO SECTION 1

On page 5 of the printed bill, delete lines 38 through 43, and insert:

"(16) (a) One Two percent (±2%), but not less than fifteen million dollars (\$15,000,000), is continuously appropriated and shall be distributed to the transportation expansion and congestion mitigation fund established in section 40-720, Idaho Code as follows:

(i) Sixty percent (60%) to the transportation expansion and congestion mitigation fund established in section 40-720, Idaho Code; and

(ii) Forty percent (40%) to the bridge maintenance and replacement program fund established in section 40-720, Idaho Code.

(b) The distribution provided for in this subsection must immediately follow the distributions provided for in subsections (10) through (14) of this section."

AMENDMENT TO THE BILL

On page 5, following line 43, insert:

"SECTION 2. That Section 40-720, Idaho Code, be, and the same is hereby amended to read as follows:

40-720. TRANSPORTATION EXPANSION AND CONGESTION MITIGATION PROGRAM -- BRIDGE MAINTENANCE AND REPLACEMENT PROGRAM -- FUNDS ESTABLISHED. (1) The Idaho transportation department shall establish and maintain a transportation expansion and congestion mitigation program.

(2) The transportation expansion and congestion mitigation fund established pursuant to subsection (3) of this section shall finance projects that expand the state system to address and mitigate transportation congestion. The projects shall be evaluated by the Idaho transportation department and shall be chosen by the Idaho transportation board based on a policy that may include mitigation of traffic times, improvement to traffic flow and mitigation of traffic congestion.

(3) There is hereby established in the state treasury the transportation expansion and congestion mitigation fund, to which shall be deposited:

(a) All moneys distributed pursuant to section 63-2520, Idaho Code;

(b) ~~All m~~ Moneys distributed pursuant to section 63-3638, Idaho Code;

and

(c) Any other appropriated moneys for funding the transportation expansion and congestion mitigation program.

(4) Interest earned on the investment of idle moneys in the transportation expansion and congestion mitigation fund shall be paid to the

1 fund. All moneys in the fund shall be used for the transportation expansion
2 and congestion mitigation program.

3 (5) The Idaho housing and finance association is hereby authorized
4 to issue bonds, secured by otherwise unobligated moneys in the fund estab-
5 lished in subsection (3) of this section, for the purpose of financing state
6 transportation projects approved by the Idaho transportation board. The
7 Idaho transportation board shall take into consideration the mitigation of
8 traffic congestion from the state campus site located at 11311 West Chinden
9 Boulevard, Boise, as a priority when approving transportation projects.
10 Moneys from the fund established in subsection (3) of this section shall
11 be used to pay any of the principal, interest, and other amounts for state
12 transportation projects approved by the Idaho transportation board and re-
13 quired for bonds issued pursuant to this subsection in accordance with the
14 provisions of chapter 62, title 67, Idaho Code. If such bonds are issued,
15 moneys in the fund shall first be continuously appropriated and used for
16 repayment of said bonds in accordance with subsection (7) of this section.

17 (6) The authority provided in subsection (5) of this section shall be
18 used only to issue bonds on an approved resolution by the Idaho transporta-
19 tion board requesting that the Idaho housing and finance association issue
20 bonds contingent upon:

21 (a) The availability of otherwise unobligated moneys in the fund, es-
22 tablished in subsection (3) of this section, necessary to meet bond ser-
23 vice obligations;

24 (b) The moneys disbursed being used in accordance with United States
25 treasury regulations to ensure tax-exempt status is retained, unless
26 tax-exempt bonds are not available; and

27 (c) The issuance of bonds at prevailing market rates of interest.

28 (7) From moneys in the fund established in this section, there are
29 hereby continuously appropriated first such amounts as from time to time
30 shall be certified by the Idaho housing and finance association to the state
31 controller, the state treasurer, and the Idaho transportation board as
32 necessary for payment of principal, interest, and other amounts required
33 for transportation bonds or notes of the Idaho housing and finance associ-
34 ation in accordance with chapter 62, title 67, Idaho Code, that are issued
35 to finance improvements described in this section, which amounts shall not
36 exceed the amount received and transferred from section 63-3638(16), Idaho
37 Code, which amounts shall be transferred to the transportation expansion
38 and congestion mitigation program debt service fund established in section
39 40-721(2), Idaho Code.

40 (8) The local highway technical assistance council, established in
41 section 40-2401, Idaho Code, shall establish and maintain a bridge main-
42 tenance and replacement program to repair or replace local bridges. The
43 program shall include a grant program for local highway jurisdictions. The
44 bridge maintenance and replacement program fund established pursuant to
45 subsection (9) of this section shall be administered by the local highway
46 technical assistance council and shall be used to finance the bridge mainte-
47 nance and replacement program.

48 (9) There is hereby established in the state treasury the bridge main-
49 tenance and replacement program fund, to which shall be deposited:

