

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 474

BY LOCAL GOVERNMENT COMMITTEE

AN ACT

1  
2 RELATING TO COUNTY LEASES; AMENDING SECTION 31-1001, IDAHO CODE, TO REVISE  
3 PROVISIONS REGARDING LEASES FOR COURTHOUSE PREMISES, ROOMS, AND JAIL  
4 AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PRO-  
5 VIDING AN EFFECTIVE DATE.

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

7 SECTION 1. That Section 31-1001, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 31-1001. ERECTION OF BUILDINGS -- FURNISHING OF OFFICES -- CONTRACTS  
10 -- LEASE OF PREMISES FOR COURTHOUSE OR JAIL -- BOOKS AND STATIONERY. (1) The  
11 board of county commissioners must cause to be erected or furnished, a court-  
12 house, jail, and such other public buildings as may be necessary, and must,  
13 when necessary, provide offices with necessary furniture for the sheriff,  
14 clerk of the district court and, ex officio auditor and recorder, county  
15 treasurer, prosecuting attorney, county assessor, and county surveyor, and  
16 must draw warrants in payment of the same: ~~provided, that the.~~

17 (2) The contract for the erection of any such buildings described in  
18 subsection (1) of this section must be let awarded, after thirty (30) days'  
19 notice for proposals, to the lowest bidder who will give security for the  
20 completion of any the contract. he may make respecting the same; and, pro-  
21 vided further, no contracts for the purchase of furniture must be let under  
22 the provisions of this section when the expenses thereunder will exceed one  
23 thousand dollars (\$1,000). And, provided further, that no part of the provi-  
24 sions of this section shall be construed to prevent the

25 (3) A board of county commissioners, from entering may enter into a  
26 lease for courthouse premises, rooms, and jail for any period in their dis-  
27 cretion, up to five (5) years. The board of county commissioners may enter  
28 into such a lease for a period not to exceed thirty (30) years, and provided  
29 that the if the question has been approved by a simple majority of the elec-  
30 tors voting at an election held pursuant to section 34-106, Idaho Code. The  
31 county commissioners may contract with responsible parties for the leasing  
32 of a courthouse, jail, and hospital, or a combination of courthouse, jail,  
33 and hospital, or fairground buildings and facilities, to be constructed upon  
34 premises owned by the county or otherwise, provided that said. Said contract  
35 shall be let awarded subject to the provisions of chapter 28, title 67, Idaho  
36 Code, the. Such a contract also may provide that, at the expiration of the  
37 term of the lease, and upon full performance of such lease by the county,  
38 the said courthouse premises, rooms, and jail, or fairground buildings and  
39 facilities, or so much thereof as is leased, may become the property of the  
40 county.

41 (4) The board must also provide all necessary books of record for the  
42 county auditor and recorder, county treasurer, county assessor, and tax col-

1   lector, clerk of the district court, and county surveyor, ~~and~~; the books and  
2   stationery for the use of the board, ~~and~~; and so much as is necessary for the use  
3   of said county officers in the transaction of official business.

4       (5) Nothing herein in this section shall be construed as limiting or  
5   otherwise affecting a lease or other transaction between the Idaho health  
6   facilities authority and the board of county commissioners as provided in  
7   section 31-836, Idaho Code.

8       SECTION 2. An emergency existing therefor, which emergency is hereby  
9   declared to exist, this act shall be in full force and effect on and after  
10  July 1, 2022.