

IN THE SENATE

SENATE BILL NO. 1246

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO THE IDAHO TRANSPORTATION DEPARTMENT; AMENDING SECTION 40-503,
2 IDAHO CODE, TO DELETE PROVISIONS REGARDING BASES FOR THE REMOVAL OF THE
3 DIRECTOR OF THE IDAHO TRANSPORTATION DEPARTMENT BY THE IDAHO TRANS-
4 PORTATION BOARD.
5

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

7 SECTION 1. That Section 40-503, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 40-503. OFFICES -- APPOINTMENT -- QUALIFICATIONS -- COMPENSATION. (1)
10 An office of the director of the Idaho transportation department is estab-
11 lished, and the board shall appoint a director having knowledge and experi-
12 ence in transportation matters. The director shall serve at the pleasure of
13 the board ~~and may be removed by the board for inefficiency, neglect of duty,~~
14 ~~malfeasance or nonfeasance in office.~~ The director shall not hold any other
15 public office, nor any office in any political committee or organization,
16 and shall devote full time to the performance of his official duties. The
17 director shall receive compensation as the board may determine and shall be
18 reimbursed for all actual and necessary travel and expenses incurred by him
19 in the discharge of his official duties, not to exceed a sum approved by the
20 board. Subject to the approval of the board, the director shall appoint a
21 chief engineer of the department who shall serve at the pleasure of the di-
22 rector and the board, and who shall be exempt from the provisions of chapter
23 53, title 67, Idaho Code.

24 (2) An office of the chief engineer of the department is established,
25 and the chief engineer shall be a registered professional engineer, hold-
26 ing a current certificate of registration in accordance with the laws of this
27 state, or who, having those qualifications shall within nine (9) months af-
28 ter his appointment, qualify as a registered professional engineer in accor-
29 dance with the laws of Idaho. The chief engineer shall also have had five
30 (5) years of actual experience in highway engineering, at least three (3) of
31 which shall have been in an administrative capacity involving the direction
32 of a substantial technical engineering staff. The chief engineer shall not
33 hold any other public office, nor any office in any political committee or
34 organization, and shall devote full time to the performance of his official
35 duties under the control and direction of the director. The chief engineer
36 shall receive compensation and reimbursement for travel and expenses as may
37 be established by the director.