

IN THE SENATE

SENATE BILL NO. 1276

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO TRANSPORTATION; AMENDING CHAPTER 5, TITLE 40, IDAHO CODE, BY  
2 THE ADDITION OF A NEW SECTION 40-515, IDAHO CODE, TO ESTABLISH THE  
3 CHILDREN'S WALKING AND BIKING INFRASTRUCTURE PROGRAM; AND PROVIDING  
4 SEVERABILITY.  
5

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

7 SECTION 1. That Chapter 5, Title 40, Idaho Code, be, and the same is  
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
9 ignated as Section 40-515, Idaho Code, and to read as follows:

10 40-515. CHILDREN'S WALKING AND BIKING INFRASTRUCTURE PRO-  
11 GRAM. (1) The Idaho transportation department shall establish and maintain  
12 a children's walking and biking infrastructure program. The purpose of the  
13 program is to fund pedestrian and bicycle projects that are proposed by the  
14 department's six (6) districts and local units of government. Proposed  
15 projects shall compete for children's walking and biking infrastructure  
16 program selection and funding on a statewide basis based on the following  
17 categories:

- 18 (a) Safety;
- 19 (b) Mobility;
- 20 (c) Proximity to a school, library, or park; and
- 21 (d) Project readiness.

22 (2) There is hereby created in the state treasury a fund to be known as  
23 the Idaho children's walking and biking infrastructure program fund, which  
24 shall consist of all funds made available to it from state, private, and  
25 other sources. Interest earned on the investment of idle moneys in the Idaho  
26 children's walking and biking infrastructure program fund shall be paid to  
27 the Idaho children's walking and biking infrastructure program fund. Moneys  
28 in the fund shall be used for the purposes described in this section as deter-  
29 mined by the director or the director's designee. Sums from the fund may be  
30 used as necessary to offset an amount not to exceed five percent (5%) for the  
31 costs associated with administration of the children's walking and biking  
32 infrastructure program.

33 SECTION 2. SEVERABILITY. The provisions of this act are hereby declared  
34 to be severable and if any provision of this act or the application of such  
35 provision to any person or circumstance is declared invalid for any reason,  
36 such declaration shall not affect the validity of the remaining portions of  
37 this act.