

## IDAPA 39 – IDAHO TRANSPORTATION DEPARTMENT

### Division of Highways: Right-of-Way Section

#### 39.03.44 – Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs

##### **Who does this rule apply to?**

*This rule applies to persons displaced as a result of all state, federal or federally assisted projects.*

##### **What is the purpose of this rule?**

*The purpose of this rule is to ensure that persons displaced as a result of all state, federal or federally assisted projects are treated fairly, consistently and equitably, so that such persons will not suffer disproportionate injuries as a result of projects designed for the benefit of the public as a whole and further that displaced persons are dealt with in a manner that is efficient and cost effective.*

##### **What is the legal authority for the agency to promulgate this rule?**

*This rule implements the following statutes passed by the Idaho Legislature:*

- [Title 40, Chapters 1 and 20, Idaho Code](#) – Highways and Bridges
- [Title 58, Chapter 11, Idaho Code](#) – Real Property Acquisition

##### **Who do I contact for more information on this rule?**

Idaho Transportation Department  
Monday – Friday 8:00 am to 5:00 pm  
P.O. Box 7129  
Boise, ID 83707-1129  
3311 West State Street  
Phone: (208) 334-8000  
[itd.idaho.gov](http://itd.idaho.gov)

# ***Table of Contents***

---

## **39.03.44 – Rules Governing Highway Relocation Assistance for Persons Displaced by Public Programs**

000. Legal Authority. ....	3
001. Title And Scope. ....	3
002. Incorporation By Reference. ....	3
003. -- 999. (Reserved).....	3

**39.03.44 – RULES GOVERNING HIGHWAY RELOCATION ASSISTANCE FOR  
PERSONS DISPLACED BY PUBLIC PROGRAMS**

**000. LEGAL AUTHORITY.**

The Idaho Transportation Board adopts this rule under the authority of Chapters 1 and 20, Title 40, and Chapter 11, Title 58, Idaho Code, and any amendments thereto. (7-1-21)T

**001. TITLE AND SCOPE.**

This rule is titled IDAPA 39.03.44, “Rules Governing Highway Relocation Assistance for Person Displaced by Public Programs.” The purpose of this rule is to ensure that persons displaced as a result of all state, federal or federally assisted projects are treated fairly, consistently and equitably, so that such persons will not suffer disproportionate injuries as a result of projects designed for the benefit of the public as a whole and further that displaced persons are dealt with in a manner that is efficient and cost effective. (7-1-21)T

**002. INCORPORATION BY REFERENCE.**

**01. Regulations Incorporated.** 49 CFR Part 24 Uniform Relocation Assistance and Real Property Acquisition Regulations dated March 2, 1989 and amendments thereto. (7-1-21)T

**02. Availability of Records.** Copies of the 49 CFR Part 24 Uniform Relocation Assistance and Real Property Acquisition Regulations can be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. (7-1-21)T

**003. -- 999. (RESERVED)**

# Subject Index

## I

Incorporation By Reference 3

## L

Legal Authority 3

## R

Regulations Incorporated, IDAPA  
39.03.44, Rules Governing Highway  
Relocation Assistance for Persons  
Displaced by Public Programs 3

## T

Title & Scope 3