

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
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**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. (3-31-22)

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. (3-31-22)

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. (3-31-22)

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. (3-31-22)

003. -- 999. (RESERVED)