



The Office of the Governor
Proclamation

Executive Department
State of Idaho

State Capital
Boise

WHEREAS, I issued proclamations on March 13, 2020, and April 22, 2020, declaring a state of emergency in the State of Idaho pursuant to Chapter 10, Title 46, Idaho Code, due to the occurrence and imminent threat to public health and safety arising from the effects of the 2019 novel coronavirus (COVID-19); and

WHEREAS, I issued a proclamation on March 25, 2020, which was reauthorized on April 22, 2020, declaring a state of extreme emergency in the State of Idaho pursuant to Chapter 6, Title 46, Idaho Code, due to the increasing occurrence and threat to public health and safety arising from the effects of COVID-19; and

WHEREAS, these Proclamations remain in effect today; and

WHEREAS, Section 46-1008(5)(a), Idaho Code, states that during a state of emergency the Governor may suspend the provisions of any regulations that would in any way prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, Section 46-601, Idaho Code, states that during a state of extreme emergency the Governor shall have complete authority over all agencies of the state government, including all separate boards and commissions, and the right to exercise within the area or regions wherein the state of extreme emergency exists all police power vested in the state by the Constitution and the laws of the state of Idaho. In the exercise thereof he is authorized to promulgate, issue and enforce rules, regulations and orders which he considers necessary for the protection of life and property.

WHEREAS, I directed all state agencies to review their regulations to identify opportunities to assist in the COVID-19 response while maintaining public safety; and

WHEREAS, I directed all state agencies to place a specific emphasis on increasing the state's healthcare provider capacity and reducing barriers to healthcare access for Idaho citizens; and

WHEREAS, Idaho's state agencies have already identified more than 140 regulations to waive in order to more quickly, efficiently, and safely respond to the declared emergency, which were suspended via proclamation on March 23, 2020 and April 2, 2020; and

WHEREAS, Idaho's state agencies have identified additional regulations to suspend in order to more quickly, efficiently, and safely respond to the declared emergency.

NOW, THEREFORE, I, Brad Little, Governor of the State of Idaho, by virtue of the authority vested in me by the Constitution of the United States, the Constitution of the State of Idaho, and the laws of this State, including Sections 46-601 and 46-1008, Idaho Code, I do hereby find and therefore proclaim, declare and order:

- 1. The proclamations I issued on March 13, 25, and April 22, 2020, are hereby amended to incorporate this proclamation.*
- 2. The appended list of state regulations are hereby suspended for the duration of the declared state of emergency in order to ensure these regulations do not in any way prevent, hinder, or delay necessary action in coping with the emergency.*
- 3. The action taken in this proclamation are necessary for the protection of life and property of Idaho citizens.*
- 4. Each agency responsible for administering a regulation or regulations suspended by this proclamation shall immediately post to its website in a place easy for the affected public to find a list identifying and stating the text of each regulation that has been suspended.*



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 23rd day of April in the year of our Lord two thousand and twenty.

Brad Little
GOVERNOR

Lawrence Denney
SECRETARY OF STATE

Appendix to Proclamation Signed by Governor Little on April 22, 2020

Regarding Temporary Suspension of Various Regulations

Title	Chapter	Section(s)
56 – Public Assistance and Welfare	2 – Public Assistance Law	56-256
56 – Public Assistance and Welfare	2 – Public Assistance Law	56-257(2)
66 – State Charitable Institutions	3 – Hospitalization of Mentally Ill	66-329(4)
39 – Health and Safety	3 – Alcoholism and Intoxication Treatment Act	39-309
39 – Health and Safety	31 – Regional Behavioral Health Services	39-3137
16 – Juvenile Proceedings	24 – Children’s Mental Health Services	16-2405
54 – Professions, Vocations and Businesses	29 – Speech and Hearing Services Practice Act	54-2916A(3) and 54-2916A(5)
54 – Professions, Vocations and Businesses	57 – Idaho Telehealth Access Act	Portions of 54-5703(4) and 54-5712
67–State Government and State Affairs	53 – Personnel System	67-5302(22), 67-5302(35), 67-5333(d), and 67-5334(2)(g)

Agency	IDAPA Chapter Number and Title:	Specific Rule(s) or Rule Subpart(s) to Suspend:
Bureau of Occupational Licenses	24.12.01, Rules of the State Board of Psychologist Examiners	450.01.c; 450.03.h; 450.03.i – Guidelines for Use of Service Extenders to Licensed Psychologists
Idaho State Police	11.05.01, Rules Governing Alcohol Beverage Control	011.03 – Authority to Stagger the Renewal of Licenses to Sell Alcohol
Tax Commission	35.01.09, Idaho Beer and Wine Taxes Administrative Rules	Subsections a., b., and c., of 013.02 – Destruction Request Method
Health & Welfare, Department of	16.03.07 – Rules for Home Health Agencies	022.02(d), (e), and (f), Director
		024.04, Skilled Nursing Services
		030.04, .05, .06, and .07, Plan of Care
		031.02, Clinical Records
Idaho Division of Human Resources	15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission	15.04.01.122.01, Hours Limitation
		15.04.01.240.01, Sick Leave Eligibility
		15.04.01.240.06, Donated Leave
		15.04.01.250. 08 (a – c), Leave During Facility Closure or Inaccessibility