



The Office of the Governor

*Executive Department
State of Idaho*

Proclamation

*State Capitol
Boise*

WHEREAS, I issued a proclamation on March 13, 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, 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 COVID19; and

WHEREAS, each of those 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 administrative rules 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 125 rules 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

WHEREAS, Idaho's state agencies have identified an additional eighteen (18) 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 and 25, 2020 are hereby amended to incorporate this proclamation.*

2. *The appended list of state regulations is 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.*



Lawrence Denney

Lawrence Denney
SECRETARY OF STATE

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 2nd day of April in the year of our Lord two thousand and twenty.

Brad Little
GOVERNOR

Appendix to Proclamation Signed by Governor Little on April 2, 2020

Regarding Temporary Suspension of Various Regulations

Title	Chapter	Section(s)
54 - Professions, Vocations, and Businesses	57 - Idaho Telehealth Access Act	54-5705
54 - Professions, Vocations, and Businesses	57 - Idaho Telehealth Access Act	Portions of 54-5707
54 - Professions, Vocations, and Businesses	43 Respiratory Care Practice Act	54-4306
54 - Professions, Vocations, and Businesses	18 - Physicians and Physician Assistants	54-1807A
54 - Professions, Vocations, and Businesses	18 - Physicians and Physician Assistants	54-1808
54 - Professions, Vocations, and Businesses	18 - Physicians and Physician Assistants	54-1810
54 - Professions, Vocations, and Businesses	17 - Pharmacists	Portions of 54-1704(5)

Agency	IDAPA Chapter Number and Title:	Specific Rule(s) or Rule Subpart(s) to Suspend:
Health & Welfare, Department of	16.03.04 Rules and Minimum Standards for Hospitals in Idaho	Any section that is more restrictive than CMS guidelines, in accordance with Senate Bill 1354 (2020)
Medicine, Board of	22.01.01, Rules of the Board of Medicine for the Licensure to Practice Medicine and Osteopathic Medicine	22.01.01.079, Continuing Medical Education (CME) Requires
	22.01.01, Rules of the Board of Medicine for the Licensure to Practice Medicine and Osteopathic Medicine	22.01.01.163, Duties of Supervising Physicians of Interns and Residents
	22.01.01, Rules of the Board of Medicine for the Licensure to Practice Medicine and Osteopathic Medicine	22.01.01.243, Resident and Intern Registration
	22.01.05, General Provisions of the Board of Medicine	22.01.05.103, Provisional Licensure
	22.01.03, Rules for the Licensure of Physician Assistants	22.01.03.036, Graduate Physician Assistant
Nursing, Board of	23.01.01 Rules of the Idaho Board of Nursing	23.01.01.241.03, Licensure by Equivalency and Endorsement
Potato Commission	29.01.01 Rules of the Idaho Potato Commission	29.01.01.102.10.b and Appendix B
Human Resources, Division of	15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission	15.04.01.067.01, Procedure
Human Resources, Division of	15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission	15.04.01.067.02, Effective Date
Human Resources, Division of	15.04.01, Rules of the Division of Human Resources and Idaho Personnel Commission	15.04.01.068, Violations
Lottery Commission, Idaho State	52.01.03, Rules of Governing Operations of the Idaho State Lottery	52.01.03.100.16(c), Claim Period
Lottery Commission, Idaho State	52.01.03, Rules of Governing Operations of the Idaho State Lottery	52.01.03.202.20(a), Official End of Game
Lottery Commission, Idaho State	52.01.03, Rules of Governing Operations of the Idaho State Lottery	52.01.03.204.06(c), Payment of Prizes