The following has special meaning:
green underline denotes added text
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LEGISLATURE OF THE STATE OF IDAHO

Sixty-fifth Legislature

First Extraordinary Session - 2020

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 6

CHAPTER NO. 2

BY JUDICIARY, RULES AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE CORONAVIRUS LIMITED IMMUNITY ACT; AMENDING TITLE 6, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 34, TITLE 6, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE LIMITED IMMUNITY FROM CERTAIN LIABILITY, TO PROVIDE EXCEPTIONS, AND TO PROVIDE APPLICABILITY; DECLARING AN EMERGENCY; AND PROVIDING A SUNSET DATE.

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

SECTION 1. That Title 6, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW CHAPTER, to be known and designated as Chapter 34, Title 6, Idaho Code, and to read as follows:

CHAPTER 34

CORONAVIRUS LIMITED IMMUNITY ACT

6-3401. SHORT TITLE. This chapter shall be known and may be cited as the "Coronavirus Limited Immunity Act."

6-3402. DEFINITIONS. As used in this chapter:

(1) "Coronavirus" means:

(a) Severe acute respiratory syndrome coronavirus 2;

(b) The disease caused by severe acute respiratory syndrome coronavirus 2; or

(c) Any subsequently identified mutation, modification, or strain of coronavirus if the transmission of said virus among humans rises to the level of an epidemic or pandemic and qualifies for an emergency declaration under applicable Idaho law.

(2) "Person" means any entity recognized in this state and shall include but not be limited to an individual, corporation, limited liability company, partnership, trust, association, church or religious organization, city, county, school district, college, university or other institution of higher education, or other unit of local government. However, "person" shall not include any Idaho public health district; the federal government or any of its agencies; the state of Idaho or any of its agencies, except colleges, universities, and other institutions of higher education; nor any foreign government or foreign jurisdiction.

6-3403. LIMITED IMMUNITY FROM LIABILITY. (1) Subject to the other provisions of this section, a person is immune from civil liability for damages or an injury resulting from exposure of an individual to coronavirus.

(2) Immunity as described in this section shall not apply to acts or omissions that constitute an intentional tort or willful or reckless misconduct as defined in section 6-1601, Idaho Code.

(3) Nothing in this chapter shall be construed to modify the application of title 72, Idaho Code, worker's compensation and related laws of the industrial commission.

(4) The immunity provided in this section is in addition to any other immunity protection that may apply in state or federal law.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.

SECTION 3. The provisions of Section 1 of this act shall be null, void, and of no force and effect on and after July 1, 2021.

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