

IN THE SENATE

SENATE BILL NO. 1244

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO LEGAL IMMUNITY; AMENDING CHAPTER 3, TITLE 5, IDAHO CODE, BY THE  
2 ADDITION OF A NEW SECTION 5-345, IDAHO CODE, TO PROVIDE IMMUNITY FROM  
3 CIVIL LIABILITY FOR A PERSON RENDERING CERTAIN AID TO A PET IN A MOTOR  
4 VEHICLE AND TO DEFINE A TERM; AMENDING CHAPTER 70, TITLE 18, IDAHO CODE,  
5 BY THE ADDITION OF A NEW SECTION 18-7045, IDAHO CODE, TO PROVIDE IMMU-  
6 NITY FROM PROSECUTION FOR A PERSON RENDERING CERTAIN AID TO A PET IN A  
7 MOTOR VEHICLE AND TO DEFINE A TERM; AND DECLARING AN EMERGENCY.  
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9 Be It Enacted by the Legislature of the State of Idaho:

10 SECTION 1. That Chapter 3, Title 5, Idaho Code, be, and the same is  
11 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
12 ignated as Section 5-345, Idaho Code, and to read as follows:

13 5-345. IMMUNITY -- AID TO PET IN VEHICLE. (1) A person is immune from  
14 civil liability for entry, including forced entry and any resulting property  
15 damage, into a motor vehicle for the purpose of removing a pet from the vehi-  
16 cle if the person:

17 (a) Has a reasonable, good faith belief that the pet is in imminent dan-  
18 ger of suffering death or serious bodily harm; or

19 (b) If feasible, contacts law enforcement before or immediately after  
20 entering.

21 (2) For purposes of this section, "pet" shall have the same meaning as  
22 provided in section 25-2703, Idaho Code.

23 SECTION 2. That Chapter 70, Title 18, Idaho Code, be, and the same is  
24 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
25 ignated as Section 18-7045, Idaho Code, and to read as follows:

26 18-7045. IMMUNITY -- AID TO PET IN VEHICLE. (1) A person shall not be  
27 prosecuted under this title for entry, including forced entry and any re-  
28 sulting property damage, into a motor vehicle for the purpose of removing a  
29 pet from the vehicle if the person:

30 (a) Has a reasonable, good faith belief that the pet is in imminent dan-  
31 ger of suffering death or serious bodily harm; or

32 (b) If feasible, contacts law enforcement before or immediately after  
33 entering.

34 (2) For purposes of this section, "pet" shall have the same meaning as  
35 provided in section 25-2703, Idaho Code.

36 SECTION 3. An emergency existing therefor, which emergency is hereby  
37 declared to exist, this act shall be in full force and effect on and after its  
38 passage and approval.