

IN THE SENATE

SENATE JOINT MEMORIAL NO. 105

BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

1
2 TO PRESIDENT JOE BIDEN, TO THE SENATE AND THE HOUSE OF REPRESENTATIVES OF
3 THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DEL-
4 EGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED
5 STATES.

6 We, your Memorialists, the Senate and the House of Representatives of
7 the State of Idaho assembled in the First Regular Session of the Sixty-sixth
8 Idaho Legislature, do hereby respectfully represent that:

9 WHEREAS, on September 9, 2021, President Joe Biden issued two execu-
10 tive orders mandating COVID-19 vaccines for federal workers and contractors
11 and further unveiled new vaccine or testing requirements for health care
12 providers and employers with 100 or more employees; and

13 WHEREAS, such an effort to compel Americans to submit to vaccination
14 by using the force of federal government is an overreach of the power the
15 several states entrusted to that central government under the principles of
16 American federalism; and

17 WHEREAS, in addition to the moral and constitutional concerns inherent
18 in such a sweeping, invasive mandate, the Biden Administration's plan would
19 place an onerous burden on employers, particularly health care providers, by
20 forcing these employers to choose between complying with federal orders or
21 maintaining their workforce. Many health care employees and other segments
22 of the workforce have found it necessary to stage protests or otherwise com-
23 municate their disapproval of a vaccine mandate. When viewed in the present
24 context of nationwide labor shortages and political divisiveness, the plan
25 is remarkably ill-timed; and

26 WHEREAS, the Legislature finds that inoculation is a personal medical
27 choice, and an attack on such choice is to chisel away at the freedom and lib-
28 erty upon which this nation was founded. Vaccination should not be required
29 as a condition of employment, public or private, and religious exemptions
30 should always be honored; and

31 WHEREAS, the Legislature finds it necessary and proper to voice its op-
32 position to the Biden Administration's COVID-19 vaccine mandate and to state
33 its position that President Biden's plan to fine large employers that do not
34 require their employees to be vaccinated or submit to weekly COVID-19 test-
35 ing is an unconstitutional overreach of executive authority as set forth in
36 Article II of the United States Constitution.

37 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-
38 sion of the Sixty-sixth Idaho Legislature, the Senate and the House of Repre-
39 sentatives concurring therein, that the Idaho Legislature strongly opposes
40 the Biden Administration's vaccine mandate for federal workers and contrac-
41 tors as well as the proposed requirements for large employers and health care
42 employers to require vaccination and testing as erosions of the freedom and
43 liberty of the people of this state and nation.

1 BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is
2 hereby authorized and directed to forward a copy of this Memorial to Presi-
3 dent Joe Biden, the President of the Senate and the Speaker of the House of
4 Representatives of Congress, and to the congressional delegation represent-
5 ing the State of Idaho in the Congress of the United States.