



STATE OF IDAHO STATUTE OF LIMITATIONS (during COVID-19 pandemic)

Prepared by
Keely E. Duke
Duke Evett, PLLC
1087 W. River Street, Suite 300
Boise, ID 83702
208.342.3310
ked@dukeevett.com
www.dukeevett.com

EXTENDED STATUTES OF LIMITATIONS DURING THIS TIME OF COVID-19

As of this writing, Idaho has not extended any statutes of limitations in response to COVID-19.

TEMPORARY RULES EXTENDING TIME LIMITS TO SERVE COMPLAINTS AND/OR SPECIAL RULES RELATING TO METHODS OF SERVICE

A. Idaho State Courts

Under the Idaho Rules of Civil Procedure, service of a summons must be made with 182 days after the complaint is filed.¹ As of this writing, Idaho has not put into effect any temporary rules extending deadlines for service of complaints or any special rules relating to methods of service.

B. Idaho State Agencies

The Idaho State Board of Medicine temporarily suspended some administrative rules in response to COVID-19. This information was included in the Appendix to Proclamation Signed by Governor Little on March 23, 2020 Regarding Temporary Suspension of Administrative Rules; the Appendix to Proclamation Signed by Governor Little on June 11, 2020 Regarding Temporary Suspension of Certain State Regulations; and the Appendix to Proclamation Signed by Governor Little on August 7, 2020 Regarding Temporary Suspension of Certain State Regulations. IDAPA 22.01.05.125, which deals with notice of complaints, is one of the rules that has been temporarily suspended.² IDAPA 22.01.05.125 states,

The Board will notify in writing, a licensee under investigation within ten days of the commencement of the investigation, and will provide an opportunity for any licensee under investigation to meet with the Committee on Professional Discipline or Board staff before the initiation of formal disciplinary proceedings by the board.

As of this writing, IDAPA 22.01.05.125 is still suspended.³

This Compendium outline contains a brief overview of certain laws concerning various litigation and legal topics. The compendium provides a simple synopsis of current law and is not intended to explore lengthy analysis of legal issues. This compendium is provided for general information and educational purposes only. It does not solicit, establish, or continue

¹ I.R.C.P. 4(b)(2).

²

https://bom.idaho.gov/BOMPortal/BOM/Procedures/Temporary_Suspension_of_Rules_for_COVID-19_Response.pdf.

³ Id.

an attorney-client relationship with any attorney or law firm identified as an author, editor, or contributor. The contents should not be construed as legal advice or opinion. While every effort has been made to be accurate, the contents should not be relied upon in any specific factual situation. These materials are not intended to provide legal advice or to cover all laws or regulations that may be applicable to a specific factual situation. If you have matters or questions to be resolved for which legal advice may be indicated, you are encouraged to contact a lawyer authorized to practice law in the state for which you are investigating and/or seeking legal advice.