

BBD—Governmental Immunity

Immunity from Liability of Official Acts

Directors, officers, and employees acting within the course and scope of their employment and without malice or criminal intent shall be indemnified from claims arising from “any act or omission of an employee of the governmental entity exercising ordinary care, in reliance upon or the execution or performance of a statutory or regulatory function, whether or not the statute or regulation be valid, or based upon the exercise or performance or the failure to exercise or perform a discretionary function or duty on the part of a governmental entity or employee thereof, whether or not the discretion be abused.”

References Idaho Code §§ 6-902, 904; 33-5204(2)