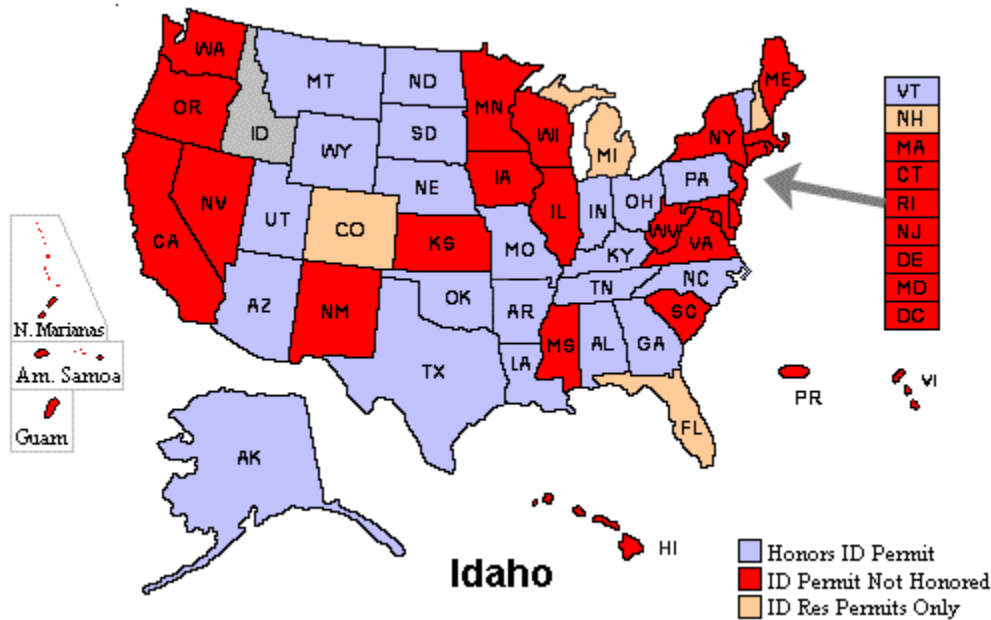


# Idaho

Shall Issue

Must Inform Officer: **NO**



## Links

[State CCW Site](#)

State CCW Pamphlet

[CCW Application](#)

[State FAQ Site](#)

[State Statutes](#)

[State Admin Rules](#)

[State Reciprocity Info](#)

[State Attorney General](#)

[2<sup>nd</sup> CCW Info Site](#)

[Secretary of State](#)

Last Updated: 2/22/10

## Permits/Licenses This State Honors

Idaho honors all other state permits

### **Idaho Honors Non-Resident Permits/Licenses**

## How to Apply for A Permit

Apply to the Sheriff. You can fill out application and do everything right there. You must have your Photo ID and proof of training. Some Sheriff's offices provide the training. Check with your local Sheriff.

Cost is \$20.00 by law and the Permit/License is valid for 5 years.

Material costs, Fingerprint and Background check fees can be added.

### **18-3302. Issuance Of Licenses To Carry Concealed Weapons.**

(1) The sheriff of a county, on behalf of the state of Idaho, shall, within ninety (90) days after the filing of an application by any person who is not disqualified from possessing or receiving a firearm under state or federal law, issue a license to the person to carry a weapon concealed on his person within this state. For licenses issued before July 1, 2006, a license shall be valid for four (4) years from the date of issue. For licenses issued on or after July 1, 2006, a license shall be valid for five (5) years from the date of issue. The citizen's constitutional right to bear arms shall not be denied to him, unless he:

- (a) Is ineligible to own, possess or receive a firearm under the provisions of state or federal law; or
- (b) Is formally charged with a crime punishable by imprisonment for a term exceeding one (1) year; or
- (c) Has been adjudicated guilty in any court of a crime punishable by imprisonment for a term exceeding one (1) year; or
- (d) Is a fugitive from justice; or
- (e) Is an unlawful user of, or addicted to, marijuana or any depressant, stimulant, or narcotic drug, or any other controlled substance as defined in 21 U.S.C. 802; or
- (f) Is currently suffering or has been adjudicated as follows, based on substantial evidence:
  - (i) Lacking mental capacity as defined in section [18-210](#), Idaho Code; or
  - (ii) Mentally ill as defined in section [66-317](#), Idaho Code; or

- (iii) Gravely disabled as defined in section [66-317](#), Idaho Code; or
- (iv) An incapacitated person as defined in section [15-5-101\(a\)](#), Idaho Code; or
- (g) Is or has been discharged from the armed forces under dishonorable conditions; or
- (h) Is or has been adjudicated guilty of or received a withheld judgment or suspended sentence for one (1) or more crimes of violence constituting a misdemeanor, unless three (3) years has elapsed since disposition or pardon has occurred prior to the date on which the application is submitted; or
- (i) Has had entry of a withheld judgment for a criminal offense which would disqualify him from obtaining a concealed weapon license; or
- (j) Is an alien illegally in the United States; or
- (k) Is a person who having been a citizen of the United States, has renounced his or her citizenship; or
- (l) Is under twenty-one (21) years of age; or
- (m) Is free on bond or personal recognizance pending trial, appeal or sentencing for a crime which would disqualify him from obtaining a concealed weapon license; or
- (n) Is subject to a protection order issued under [chapter 63, title 39](#), Idaho Code, that restrains the person from harassing, stalking or threatening an intimate partner of the person or child of the intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child.

The license application shall be in triplicate, in a form to be prescribed by the director of the Idaho state police, and shall ask the name, address, description and signature of the licensee, date of birth, social security number, military status, and the driver's license number or state identification card number of the licensee if used for identification in applying for the license. The application shall indicate that provision of the social security number is optional.

## Non-Resident Permits

[Canyon Co. Sheriff](#)

[Ada Co. Sheriff](#)

- Idaho will issue permits to non residents. You can contact either of the two Sheriff,s Departments listed above. All Idaho Sheriffs we talked to either made you come to the office to obtain the application or would mail you one you could mail back

Processing of the application and background check takes about 90 days.but had to come in person to pick it up.

Ada County Info. Obtaining A Concealed Weapon License

- Concealed Weapon applications are obtained in our Driver's License Unit area.
- You need to bring in proof of firearms training when you submit the application. This could be a military I.D., certificate from a hunters' education or other firearms training class such as the one given by the Sheriff's Office.

You must be fingerprinted when you apply.

## Places Off-Limits Even With A Permit/License

### [18-3302 \(C\)](#)

- A Courthouse
- Juvenile Justice Facility Or Jail
- A Public or Private School.

**18-3302D. Possessing Weapons Or Firearms On School Property**

- (d) Any adult over eighteen (18) years of age and not enrolled in a public or private elementary or secondary school who has lawful possession of a firearm or other deadly or dangerous weapon, secured and locked in his vehicle in an unobtrusive, nonthreatening manner;
- (e) A person who lawfully possesses a firearm or other deadly or dangerous weapon in a private vehicle while delivering minor children, students or school employees to and from school or a school activity;
- (f) Notwithstanding the provisions of section [18-3302C](#), Idaho Code, a person or an employee of the school or school district who is authorized to carry a firearm with the permission of the board of trustees of the school district or the governing board.

**EXECUTIVE ORDER NO. 2004-07**

Establishing The Capitol Mall Area As A Weapon Free Zone Repealing And Replacing Executive Order No. 2000-02

- 1. Unless expressly exempted below, possession of a weapon in the Capitol Mall Area by any individual at any time is expressly prohibited.
- 2. The following individuals are exempt from this Executive Order:
  - a. State Elected Officials;
  - b. Peace officers as defined in Idaho Code Section 19-5101;
  - c. Criminal investigators of the Attorney General's Office or a county prosecuting attorney's office; and
  - d. Individuals or organizations displaying weapons as part of a historical or cultural presentation who have received written permission from the Office of the Governor.
  - e. Law enforcement officials authorized to carry a firearm under federal statute.
- 3. The term "weapon" means: (1) any type of firearm or (2) any knife or similar object which has a blade in excess of six (6) inches in length.
- 4. "Capitol Mall Area" means: the Statehouse, Joe R. Williams Building (700 West State Street); Len B. Jordan Building (650 West State Street); State Parking Garage (550 West State Street); Borah Building (750 West Bannock Street); and the Towers Building (450 West State Street), including all underground tunnels which provide a walkway between these buildings

**26.01.20-600. Parks & Recreation Administrative Rules**

No person may discharge firearms or any other projectile firing device, or otherwise purposefully or negligently endanger the life of any person or creature within any land administered by the department. All firearms brought onto lands administered by the department shall be unloaded at all times and either out of sight, or in a vehicle, except when used for legal hunting as authorized in Section 575 in this chapter, or for exhibition or at designated ranges as authorized by the Director.

**Carry In State Parks/State & National Forests/WMA/Road Side Rest Areas**

**Carry Allowed in these Areas:**

**State Parks: YES**

**State/National Forests: YES**

**WMA's: YES**

**Road Side Rest Areas: YES per Idaho State Police**

## RV/Car Carry Without A Permit/License

**18-3302.**

**Note: Must be in plain view.**

(9) While in any motor vehicle, inside the limits or confines of any city or inside any mining, lumbering, logging or railroad camp a person shall not carry a concealed weapon on or about his person without a license to carry a concealed weapon. This shall not apply to any pistol or revolver located in plain view whether it is loaded or unloaded. A firearm may be concealed legally in a motor vehicle so long as the weapon is disassembled or unloaded.

**Note: Must be in Plain View**

## State Preemption

**18-3302J.** Preemption Of Firearms Regulation.

(1) The legislature finds that uniform laws regulating firearms are necessary to protect the individual citizen's right to bear arms guaranteed by amendment 2 of the United States Constitution and section 11, article I of the constitution of the state of Idaho. It is the legislature's intent to wholly occupy the field of firearms regulation within this state.

(2) Except as expressly authorized by state statute, no county, city, agency, board or any other political subdivision of this state may adopt or enforce any law, rule, regulation, or ordinance which regulates in any manner the sale, acquisition, transfer, ownership, possession, transportation, carrying or storage of firearms or any element relating to firearms and components thereof, including ammunition.

(3) A county may adopt ordinances to regulate, restrict or prohibit the discharge of firearms within its boundaries. Ordinances adopted under this subsection may not apply to or affect:

- (a) A person discharging a firearm in the lawful defense of person or persons or property;
- (b) A person discharging a firearm in the course of lawful hunting;
- (c) A landowner and guests of the landowner discharging a firearm, when the discharge will not endanger persons or property;
- (d) A person lawfully discharging a firearm on a sport shooting range as defined in section 55-2604, Idaho Code; or
- (e) A person discharging a firearm in the course of target shooting on public land if the discharge will not endanger persons or property.

(4) A city may adopt ordinances to regulate, restrict or prohibit the discharge of firearms within its boundaries. Ordinances adopted under this subsection may not apply to or affect:

- (a) A person discharging a firearm in the lawful defense of person or persons or property; or
- (b) A person lawfully discharging a firearm on a sport shooting range as defined in section 55-2604, Idaho Code.

(5) This section shall not be construed to affect:

- (a) The authority of the department of fish and game to make rules or regulations concerning the management of any wildlife of this state, as set forth in section 36-104, Idaho Code;

(b) The authority of counties and cities to regulate the location and construction of sport shooting ranges, subject to the limitations contained in chapter 26, title 55, Idaho Code; and

(c) The authority of the board of regents of the university of Idaho, the boards of trustees of the state colleges and universities, the board of professional-technical education and the boards of trustees of each of the community colleges established under chapter 21, title 33, Idaho Code, to regulate in matters relating to firearms.

(6) The provisions of this section are hereby declared to be severable. And if any provision is declared invalid for any reason, such declaration shall not affect the validity of the remaining portions of this section.

## Deadly Force Laws

### Title 19 Criminal Procedure

#### Chapter 2 Prevention of Public Offenses

**19-201** Lawful Resistance

**19-202** Resistance by Threatened Party

**19-202a** Legal Jeopardy in Cases of Self-Defense and Defense of Other Threatened Parties

**19-203** Resistance by Other Parties

**19-204** Prevention of Offenses by Officers of Justice

**19-205** Prevention by Persons Assisting Officers

## Knife Laws State/Cities

To access State/Local Knife Laws Click [“Here”](#)

## Carry in Restaurants That Serve Alcohol

**YES**

**Note:** What is defined as carry in a restaurant that serves alcohol is a place like Friday’s or Red Lobster. This does not mean a bar or the bar area of a restaurant. Handgunlaw.us believes you should never consume alcohol when carrying your firearm. In some states it is illegal to take even one drink while carrying a firearm.

## Chemical Sprays/Stun Gun/Higher Capacity Magazine Laws

Handgunlaw.us could find no restrictions in Idaho Law concerning Chemical Sprays, Stun Guns Or Higher Capacity Magazine Bans.

## LEOSA State Information

[Idaho LEOSA Information](#)

[Idaho Law on Retired LEO’s Carrying](#)

## Attorney General Opinions/Court Cases

Handgunlaw.us can find no AG Opinions or Court Cases concerning the carrying of firearms. This does not mean there are no AG Opinions or Court Cases. We could just not find any.

## Airport Carry/Misc. Information

**Airport Carry:** No laws found.

**Training Valid for:** No Set Time Period

**Time Period to Establish Residency:** Upon Obtaining St. ID/Drivers License

**Minimum Age for Permit/License:** 21

**Permit/License Info Public Information:** NO

**State Fire arm Laws:** 18-3301 thru 18-3317

**State Deadly Force Laws:** 19-201 thru 19-205

**State Knife Laws:** 18-3301. & 18-3302

**Chemical/Electric Weapons Laws:** 18-3324

**Body Armor Laws:** Unknown

**Does Your Permit Cover Other Weapons Besides Firearms?** YES 18-3302 (7)

## Updates to this Page

**4/27/09** – Non Resident Permit Section Updated.

**8/19/09** - All links checked and if broken repaired.

**8/31/09** – NE now honors an ID Permit.

**9/23/09** - Off Limits updated with carry while dropping off children at Schools/School Functions.

**11/22/09** – Capitol Complex added to places off limits.

**2/22/10** – Link Updated