## Idaho Sheriffs' Association



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## Idaho's Concealed Weapons Law at A Glance

<u>I.C. 18-3302</u> Effective July 1, 2020

A concealed weapon means any deadly weapon carried on a person in a manner not discernible by ordinary observation. A deadly weapon means any dirk, dirk knife, bowie knife, dagger, firearm, or any other device designed or intended to be capable of causing death or serious injury. A deadly weapon is not a knife or cleaver or other instrument used by a person in processing, preparing or eating food, or a knife with a blade of 4 inches or less, or a taser, stun-gun, pepper spray or mace.

There are two types of Concealed Weapons Licenses (CWL) in Idaho. A regular or basic CWL and an Enhanced CWL. Both must be applied for separately and if a person possesses a basic CWL and applies for an Enhanced CWL they must go through the entire application process including providing fingerprints again. The enhanced CWL requires 8 hours of specified training (see 18-3302K(4)(c))

- All qualified persons 18 years of age or older can open-carry a deadly weapon in Idaho.
- All qualified U.S. citizens who are 18 years of age or older can carry a concealed weapon without a CWL whether a resident of Idaho or not.
- Idaho resident or other U.S. citizens may choose to obtain a CWL or enhanced CWL for purposes of travel to other states.
- Unqualified or prohibited persons are those that are either charged with or convicted of a felony, a fugitive from justice, a drug user, mentally ill or lacking in capacity to care for oneself, received a dishonorable discharge, received a withheld or suspended sentence on a felony, an illegal alien, a person who has renounced his citizenship, is subject to a protection order, or is ineligible under federal law to own or possess a firearm.
- Any legal resident of the U.S. over 21 years of age who is qualified can obtain a regular CWL.
- Any legal resident of the U.S. over 21 years of age who is qualified can obtain an enhanced CWL if they are a resident of Idaho or if they possess a concealed weapons license/permit from another state.
- An 18 to 21-year-old Idaho resident is eligible for a regular CWL, however they must meet the requirements of qualifying for an Enhanced CWL which requires 8 hours of instruction and a live fire exercise (see I.C. 18-3302(20)).
- The 18 to 21-year old regular CWL is issued as a regular license until the licensee turns 21 at which time the regular CWL will expire. The CWL can then be renewed as an <a href="Enhanced CWL">Enhanced CWL</a> with payment of the renewal fee.
- Non-immigrant persons visiting the U.S. cannot possess a firearm under federal law with a few exceptions such as hunting (18 U.S.C. 922(y)(2)). Canadians often seek an Idaho CWL, however in addition to the above, the FBI cannot conduct a Canadian criminal history check using fingerprints which is required under Idaho law; hence Canadians and other similar foreign nationals are disqualified from being issued a CWL.