

Hendon S1374

(25) Nothing in subsection (3) or (4) of this section shall be construed to limit the existing rights of a private property owner, private tenant, private employer, or private business entity. The provisions of this subsection shall not apply to any property owned by the state of Idaho or its political subdivisions that is normally and habitually open to the public. Such limitation on the application of this subsection shall supersede all case law interpreting this subsection through July 1, 2024.

(a) Such limitation on the application of this subsection shall apply whether such property is leased, rented, licensed, loaned, permitted, or occupied, whether for consideration or not.

(b) Any restriction on the carrying of concealed weapons pursuant to this subsection may only be invoked for public property owned by the state or its political subdivisions when the use of such property is for a private event by invitation only, ~~or~~ for a commercial event that charges admission, or for any other event with restricted access whether admission is charged or not. For any such private event, ~~or~~ commercial event, or other event it must appear to a reasonable person that the general public does not have unrestricted access to the designated public property, or any subset of such property, that is normally and habitually open to the public.

(c) Nothing in this subsection relieves any political subdivision of the state of Idaho of its duties to convey or manage public property in 21 accordance with Idaho law.

(d) Nothing in this subsection alters or amends the provisions of section 18-3302C or 18-3309, Idaho Code.