

Table of Contents

	<i>Page</i>
Sections Affected by 2024 Legislation	xi
Legal Guidelines	LG-1

PENAL CODE

Title 18

Crimes and Punishments

<i>Chapter</i>		<i>Page</i>
1.	Preliminary Provisions, §§ 18-100 to 18-116	2
2.	Persons Liable, Principals and Accessories, §§ 18-201 to 18-217	16
3.	Nature and Extent of Punishment in General, §§ 18-301 to 18-317	31
4.	Abandonment or Nonsupport of Wife or Children, §§ 18-401 to 18-410	44
5.	Pain-Capable Unborn Child Protection Act, §§ 18-501 to 18-510	47
6.	Abortion and Contraceptives, §§ 18-601 to 18-623	52
7.	Arrests and Seizures of Persons or Property — Special Officers, §§ 18-701 to 18-712	70
8.	Arson, §§ 18-801 to 18-806	74
9.	Assault and Battery, §§ 18-901 to 18-925	78
10.	Barratry and Attorneys at Law, §§ 18-1001 to 18-1005	106
11.	Bigamy and Polygamy, §§ 18-1101 to 18-1105	107
12.	Billiard, Pool and Card Rooms and Confectionaries [Repealed]	109
13.	Bribery and Corruption, §§ 18-1301 to 18-1362	109
	Chap. 13A. Bribery and Corrupt Influence [Redesignated]	118
14.	Burglary, §§ 18-1401 to 18-1415	118
15.	Children and Vulnerable Adults, §§ 18-1501 to 18-1523	128
16.	Compounding Crimes, §§ 18-1601 to 18-1608	171
17.	Conspiracies, §§ 18-1701 to 18-1710	171
18.	Contempts, §§ 18-1801 to 18-1809	173
19.	Corporations, §§ 18-1901 to 18-1912	174
20.	Criminal Solicitation, §§ 18-2001 to 18-2005	178
21.	Cruelty to Animals [Amended and Redesignated or Repealed]	179
22.	Computer Crime, §§ 18-2201 to 18-2206	180
23.	Elections, §§ 18-2301 to 18-2324	181
24.	Theft, §§ 18-2401 to 18-2421	188
25.	Escape or Rescue of Prisoners, §§ 18-2501 to 18-2511	212
26.	Evidence Falsified or Concealed and Witnesses Intimidated or Bribed, §§ 18-2601 to 18-2606	220
27.	Executive Power, §§ 18-2701 to 18-2712	222
28.	Extortion [Repealed]	225
29.	False Imprisonment, §§ 18-2901, 18-2902	226
30.	False Personation — Fraudulent Marriages, §§ 18-3001 to 18-3005	226
31.	False Pretenses, Cheats and Misrepresentations, §§ 18-3101 to 18-3128	228
32.	Falsifying, Mutilating or Concealing Public Records or Written Instruments, §§ 18-3201 to 18-3206	237
33.	Firearms, Explosives and Other Deadly Weapons, §§ 18-3301 to 18-3327	238

<i>Chapter</i>		<i>Page</i>
34.	Flags and Emblems, §§ 18-3401 to 18-3403	271
35.	Forcible Entry and Detainer, §§ 18-3501, 18-3502	271
36.	Forgery and Counterfeiting, §§ 18-3601 to 18-3620	272
37.	Fraudulent Conveyances or Removals [Repealed]	279
38.	Gaming, §§ 18-3801 to 18-3810	280
39.	Highways and Bridges, §§ 18-3901 to 18-3914	283
40.	Homicide, §§ 18-4001 to 18-4017	288
41.	Indecency and Obscenity, §§ 18-4101 to 18-4116	322
42.	Intoxicants and Intoxication, §§ 18-4201, 18-4202	329
43.	Irrigation Works, §§ 18-4301 to 18-4310	329
44.	Juries and Jurors, §§ 18-4401 to 18-4405	333
45.	Kidnaping, §§ 18-4501 to 18-4512	334
46.	Larceny and Receiving Stolen Goods, §§ 18-4601 to 18-4631	344
47.	Legislative Power, §§ 18-4701 to 18-4707	350
48.	Libel, §§ 18-4801 to 18-4809	351
49.	Lotteries, §§ 18-4901 to 18-4909	354
50.	Mayhem, §§ 18-5001 to 18-5003	357
51.	Military Property [Repealed]	357
52.	Monopolies and Combinations [Repealed]	358
53.	Opium Smoking [Repealed]	358
54.	Perjury and Subornation of Perjury, §§ 18-5401 to 18-5415	358
55.	Poisonings — Denatured Alcohol, §§ 18-5501 to 18-5503	361
56.	Prostitution, §§ 18-5601 to 18-5631	362
57.	Public Funds and Securities, §§ 18-5701 to 18-5704	373
58.	Public Health and Safety, §§ 18-5801 to 18-5818	377
59.	Public Nuisances, §§ 18-5901 to 18-5906	381
60.	Railroads, §§ 18-6001 to 18-6015	383
61.	Rape, §§ 18-6101 to 18-6110	386
62.	Religious Meetings — Sunday Rest [Repealed]	399
63.	Revenue and Taxation, §§ 18-6301 to 18-6309	399
64.	Riot, Rout, Unlawful Assembly, Prize Fighting, Disturbing Peace, §§ 18-6401 to 18-6410	401
65.	Robbery, §§ 18-6501 to 18-6503	404
66.	Sex Crimes, §§ 18-6601 to 18-6609	410
67.	Communications Security, §§ 18-6701 to 18-6726	416
68.	Telegraph, Telephone and Electric Lines, §§ 18-6801 to 18-6810	433
69.	Idaho Anti-Camcorder Piracy Act, §§ 18-6901 to 18-6905	435
70.	Trespass and Malicious Injuries to Property, §§ 18-7001 to 18-7044	436
71.	Vagrancy [Repealed]	454
72.	Weights and Measures, §§ 18-7201 to 18-7207	454
73.	Civil Rights, §§ 18-7301 to 18-7303	455
74.	Bail Jumping, § 18-7401	457
75.	Aircraft Hijacking, §§ 18-7501 to 18-7505	457
76.	Tape Piracy Act, §§ 18-7601 to 18-7608	459
77.	Motion Picture Fair Bidding Act, §§ 18-7701 to 18-7708	460
78.	Racketeering Act, §§ 18-7801 to 18-7805	462
79.	Malicious Harassment, §§ 18-7901 to 18-7909	465
80.	Motor Vehicles, §§ 18-8001 to 18-8011	470
81.	Terrorist Control Act, §§ 18-8101 to 18-8106	524
82.	Money Laundering, § 18-8201	526
83.	Sexual Offender Registration Notification and Community Right-To-Know Act, §§ 18-8301 to 18-8331	526
84.	Juvenile Sex Offender Registration Notification and Community Right-To-Know Act, §§ 18-8401 to 18-8414	551
85.	Idaho Criminal Gang Enforcement Act, §§ 18-8501 to 18-8506	554

<i>Chapter</i>		<i>Page</i>
86.	Human Trafficking, §§ 18-8601 to 18-8622	557
87.	No Public Funds for Abortion Act, §§ 18-8701 to 18-8711	566
88.	Fetal Heartbeat Preborn Child Protection Act, §§ 18-8801 to 18-8808	569
89.	No Public Funds for Gender Transition, § 18-8901	574

Title 19

Criminal Procedure

1.	Preliminary Provisions, §§ 19-101 to 19-110	577
2.	Prevention of Public Offenses, §§ 19-201 to 19-229	581
3.	Local Jurisdiction of Public Offenses, §§ 19-301 to 19-316	588
4.	Time of Commencing Criminal Actions, §§ 19-401 to 19-406	593
5.	Complaint and Warrant of Arrest, §§ 19-501 to 19-519	596
6.	Arrest, by Whom and How Made, §§ 19-601 to 19-625	604
7.	Fresh Pursuit Law, §§ 19-701 to 19-707	618
8.	Examination of Case and Discharge or Commitment of Accused, §§ 19-801 to 19-872	620
9.	Mode of Prosecution of Public Offenses, §§ 19-901 to 19-903	637
10.	Formation of Grand Jury, §§ 19-1001 to 19-1018	638
11.	Powers and Duties of Grand Jury, §§ 19-1101 to 19-1123	642
12.	Presentment and Proceedings Thereon, §§ 19-1201 to 19-1207	649
13.	Information and Proceedings Thereon, §§ 19-1301 to 19-1309	650
14.	Indictment, §§ 19-1401 to 19-1433	658
15.	Arraignment, §§ 19-1501 to 19-1516	676
16.	Setting Aside Indictment, §§ 19-1601 to 19-1605	680
17.	Pleadings by Defendant, §§ 19-1701 to 19-1720	683
18.	Removal of Action Before Trial, §§ 19-1801 to 19-1816	691
19.	Mode of Trial — Formation of Trial Jury — Postponement of Trial, §§ 19-1901 to 19-1910	696
20.	Challenging the Jury, §§ 19-2001 to 19-2030	701
21.	Trial, §§ 19-2101 to 19-2135	712
22.	Conduct of Jury, §§ 19-2201 to 19-2210	736
23.	Verdict, §§ 19-2301 to 19-2320	739
24.	Exceptions — New Trial — Arrest of Judgment, §§ 19-2401 to 19-2411	745
25.	Judgment, §§ 19-2501 to 19-2524	754
26.	Suspension of Judgment and Sentence and Parole Offenders, §§ 19-2601 to 19-2608	812
27.	Execution, §§ 19-2701 to 19-2720	833
28.	Appeals to Supreme Court, §§ 19-2801 to 19-2827	844
29.	Idaho Bail Act, §§ 19-2901 to 19-2923	849
30.	Witnesses in Criminal Proceedings, §§ 19-3001 to 19-3025	860
31.	Examination of Witnesses Conditionally, §§ 19-3101 to 19-3112	870
32.	Examination of Witnesses on Commission, §§ 19-3201 to 19-3214	873
33.	Inquiry into Sanity of Defendant [Repealed]	876
34.	Compromising Offenses, §§ 19-3401 to 19-3403	876
35.	Dismissal of Action, §§ 19-3501 to 19-3509	877
36.	Proceedings Against Corporations, §§ 19-3601 to 19-3608	886
37.	Errors and Mistakes, §§ 19-3701, 19-3702	887
38.	Disposal of Property Illegally Held by Defendant, §§ 19-3801 to 19-3807	889
39.	Proceedings in Magistrate's Division of the District Court, §§ 19-3901 to 19-3947	891
40.	Impeachments, §§ 19-4001 to 19-4016	901
41.	Removal of Civil Officers, §§ 19-4101 to 19-4115	903
42.	Habeas Corpus and Institutional Litigation Procedures Act, §§ 19-4201 to 19-4226	906
43.	Coroner's Inquests, §§ 19-4301 to 19-4310	919

<i>Chapter</i>		<i>Page</i>
44.	Search Warrants, §§ 19-4401 to 19-4420	923
45.	Proceedings Against Fugitives From Justice, §§ 19-4501 to 19-4534	931
46.	Proceedings for the Production of Prisoners, § 19-4601	943
47.	Dispositions of Fines, Forfeitures, and Costs, §§ 19-4701 to 19-4708	944
48.	Criminal Justice Integrated Data System Act, §§ 19-4801 to 19-4813	948
49.	Uniform Post-Conviction Procedure Act, §§ 19-4901 to 19-4911	951
50.	Interstate Agreement on Detainers, §§ 19-5001 to 19-5008	986
51.	Peace Officer Standards and Training Council, §§ 19-5101 to 19-5122	992
52.	Public Safety and Security Information System, §§ 19-5201 to 19-5204	1000
53.	Compensation of Victims of Crimes, §§ 19-5301 to 19-5307	1002
54.	Records Checks for Transfers of Handguns [Null and Void]	1014
55.	The Idaho DNA Database Act of 1996, §§ 19-5501 to 19-5518	1014
56.	Idaho Drug Court and Mental Health Court Act, §§ 19-5601 to 19-5610	1022
57.	Address Confidentiality for Victims of Violence, §§ 19-5701 to 19-5708	1024
58.	Address Confidentiality for Law Enforcement Officers, §§ 19-5801 to 19-5804	1027
59.	State Appellate Public Defender Act, §§ 19-5901 to 19-5908	1029
60.	State Public Defender Act, §§ 19-6001 to 19-6020	1033
60.	Compliance with Immigration Law	1051
62.	Address Confidentiality for Judicial Officers, §§ [19-6201] 19-6001 to [19-6204] 19-6004	1051

Title 20**State Prison and County Jails**

5.	Juvenile Corrections Act, §§ 20-501 to 20-549	1055
----	---	------

GENERAL LAWS**Title 23****Alcoholic Beverages**

5.	Permits and Licenses, § 23-505	1107
6.	Penal Provisions, §§ 23-601 to 23-616	1107
7.	Liquor Nuisances, §§ 23-701 to 23-704	1114
9.	Retail Sale of Liquor by the Drink, §§ 23-921, 23-926 to 23-928, 23-931, 23-934, 23-935, 23-938, 23-943A	1115
10.	Beer, §§ 23-1007, 23-1012, 23-1013, 23-1018 to 23-1020, 23-1024, 23-1030, 23- 1036, 23-1055	1118

Title 25**Animals**

28.	Dogs, §§ 25-2810, 25-2811	1125
35.	Animal Care, §§ 25-3501 to 25-3521	1127

Title 31**Counties and County Law**

8.	Powers and Duties of Board of Commissioners, § 31-878	1139
32.	Fees, §§ 31-3201A, 31-3201B, 31-3201D, 31-3201H to 31-3201J, 31-3204	1139

<i>Chapter</i>		<i>Page</i>
44.	Solid Waste Disposal Sites, §§ 31-4405, 31-4410	1147

Title 34**Elections**

4.	Voters — Privileges, Qualifications and Registration, § 34-401	1149
17.	Recall Elections, § 34-1714	1149
18.	Initiative and Referendum Elections, § 34-1821	1150

Title 36**Fish and Game**

4.	Licenses to Hunt, Fish and Trap, §§ 36-401, 36-409	1151
9.	Protection of Fish, § 36-902	1155
11.	Protection of Animals and Birds, §§ 36-1101 to 36-1103	1155
13.	Enforcement and Application of Fish and Game Law, §§ 36-1301 to 36-1305	1159
14.	General Penal Provisions, §§ 36-1401 to 36-1407	1161
15.	Public Safety, §§ 36-1508 to 36-1510	1169
21.	Outfitters and Guides, §§ 36-2104, 36-2113, 36-2116, 36-2117	1170

Title 37**Food, Drugs and Oil**

2.	Adulteration and Branding, §§ 37-201 to 37-216	1175
27.	Uniform Controlled Substances, §§ 37-2732 to 37-2739C, 37-2740, 37-2744, 37-2744A	1175
28.	Criminal Forfeiture, §§ 37-2801 to 37-2815	1216
33.	Retail Sales of Pseudoephedrine Products, §§ 37-3301 to 37-3306	1222

Title 38**Forestry, Forest Products and Stumpage Districts**

1.	Idaho Forestry Act, §§ 38-115 to 38-117, 38-121, 38-126, 38-127	1225
----	---	------

Title 39**Health and Safety**

2.	Vital Statistics, § 39-273	1229
6.	Control of Venereal Diseases, § 39-608	1229
26.	Fireworks, §§ 39-2601 to 39-2614	1230
53.	Adult Abuse, Neglect and Exploitation Act, §§ 39-5301 to 39-5312	1235
57.	Prevention of Minors' Access to Tobacco Products or Electronic Smoking Devices, §§ 39-5702 to 39-5705, 39-5707, 39-5709	1243
63.	Domestic Violence Crime Prevention, §§ 39-6301 to 39-6318	1247

Title 40**Highways and Bridges**

23.	Miscellaneous Provisions, § 40-2311	1259
-----	---	------

<i>Chapter</i>	Title 41	<i>Page</i>
Insurance		
2. The Department of Insurance, §§ 41-293, 41-294	1261	
Title 49		
Motor Vehicles		
2. General, §§ 49-213, 49-221, 49-226 to 49-229, 49-231, 49-232, 49-236	1265	
3. Motor Vehicle Driver's Licenses, §§ 49-301 to 49-303, 49-307, 49-325, 49-331, 49-335	1269	
5. Vehicle Titles, § 49-518	1282	
8. Signs, Signals and Markings, § 49-811	1282	
12. Motor Vehicle Financial Responsibility, §§ 49-1229, 49-1232	1283	
13. Accidents, §§ 49-1301 to 49-1308	1285	
14. Traffic — Enforcement and General Provisions, §§ 49-1401 to 49-1431	1288	
15. Traffic Infractions, §§ 49-1501 to 49-1506	1304	
22. Hazardous Materials Hazardous Waste Transportation Enforcement, § 49-2211	1305	
24. Miscellaneous, § 49-2446	1306	
27. Funeral Processions, §§ 49-2701 to 49-2706	1306	
Title 54		
Professions, Vocations and Businesses		
25. Horse Racing, §§ 54-2509, 54-2512, 54-2514A	1309	
27. Scrap Dealers, § 54-2707	1314	
<hr/>		
Idaho Criminal Rules , Title 1 to X, Appendix	1315	
Idaho Misdemeanor Criminal Rules , Rules 1 to 18	1499	
Idaho Infraction Rules , Rules 1 to 16	1541	
Idaho Juvenile Rules , Part II. Juvenile Corrections Act Procedures, Rules 2 to 28	1559	
<hr/>		
Index		I-1