

IN THE SENATE

SENATE BILL NO. 1404

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO SEARCH AND SEIZURE; AMENDING CHAPTER 70, TITLE 18, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 18-7007, IDAHO CODE, TO PROHIBIT UN-
3 REASONABLE SEARCHES AND SEIZURES ON CERTAIN PRIVATELY OWNED LANDS; AND
4 DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 70, Title 18, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 18-7007, Idaho Code, and to read as follows:

10 18-7007. SEARCH AND SEIZURE -- PROHIBITIONS. All rights and protec-
11 tions against unreasonable search and seizures that apply to the curtilage
12 of a citizen's residence, whether derived constitutionally, through case
13 law, or by statute, shall equally apply to all privately owned lands upon
14 which the owner has taken measures to indicate they are privately owned and
15 not open to entry in conformance with the provisions of section 18-7008(2),
16 Idaho Code.

17 SECTION 2. An emergency existing therefor, which emergency is hereby
18 declared to exist, this act shall be in full force and effect on and after
19 July 1, 2024.