

In RE:)
THE ESTABLISHMENT OF A)
WEAPON-FREE ZONE FOR THE IDAHO) ORDER
SUPREME COURT BUILDING AND)
ADJOINING PREMISES)
_____)

WHEREAS, the safety and protection of the public, employees of the judicial department, and elected officials is a vital concern; and

WHEREAS, continuing access for the public to the state Supreme Court building and its environs is a high priority; and

WHEREAS, current state laws provide for safety and protection from the potential threats of weapons in the work environment of judicial officials, judicial department employees and staff, and the public when conducting business in state courthouse buildings; and

WHEREAS, it is in the best interests of the general public, judicial personnel, and judicial officials that the highest level of safety be maintained in state courthouse buildings to ensure the efficient and safe operation of public business; and

WHEREAS, the Governor of the State of Idaho, by Executive Order number 2004-07, dated October 22, 2004, has created a weapon-free zone for all state buildings in the Boise Capitol Mall area except the Supreme Court building which is under the jurisdiction and control of the Idaho Supreme Court; and

WHEREAS, the Idaho Supreme Court possesses the inherent power and authority to control weapons in state court facilities in order to carry out its proper constitutional function of administering and supervising the state judicial system;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. Unless expressly exempted below, possession of a weapon in the Supreme Court building and adjoining premises by any individual, at any time, is expressly prohibited. Persons entering the Supreme Court building are subject to a search for weapons.
2. The following individuals are exempt from this Order:
 - a. State Elected Officials;
 - b. Peace Officers, as defined in Idaho Code Section 19-5101;
 - c. Individuals or organizations displaying weapons as part of a historical or cultural

presentation who have received written permission from the Supreme Court;
d. Law enforcement officials authorized to carry a firearm under federal law.

3. The term “weapon” means: (1) any type of firearm, (2) any type of explosive device, or (3) any knife.

4. The term “Supreme Court building” means the Idaho Supreme Court building and premises located at 451 West State Street, Boise, Idaho.

DATED this 26th day of July, 2008.

By Order of the Supreme Court

_____/s/_____
Daniel T. Eismann
Chief Justice

ATTEST: _____/s/_____
Clerk