

SEP 15 2017

CANYON COUNTY CLERK  
T. PETERSON, DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF  
THE STATE OF IDAHO

In re: Appointment and Authority of Personnel to Attend Courts in Canyon County for the Purpose of Maintaining Security and Efficiency of Court Facilities )  
Administrative Order )  
2017 - 9 )

WHEREAS:

1. There is a well-recognized and documented (see Administrative Order 94-4) history of incidents in various courtrooms, court offices, and court-related facilities in Canyon County which have endangered the safety of judges, court personnel, and members of the public in such facilities.
2. There is a continuing need to maintain the security and efficiency of all court facilities in Canyon County.
3. Idaho Code section 1-907 authorizes the administrative judge in a judicial district, subject to the rules of the Supreme Court, to appoint "personnel when needed to attend the courts . . . for the purpose of maintaining the security and efficiency of court facilities."
4. The Canyon County Board of Commissioners and the administrative judges in the Third Judicial District have worked cooperatively over the years to provide for the security and efficiency of court facilities, including the Board of Commissioners support of the hiring and proper equipping of employees to provide such services, whether such persons be designated as *court attendants, bailiffs, or marshals* (for uniformity, this Order will use the term *court security personnel*).
5. The undersigned finds and concludes:
  - A. To ensure the safety, security, and efficiency of the courts, court facilities, judges, court personnel and court users in Canyon County, it is necessary and advisable that court security personnel carry concealed weapons when on duty.
  - B. Since at least 2007, court security personnel in Canyon County have supplied their

own personal weapons while on duty.

C. In order to regulate and carefully monitor all conditions and circumstances under which court security personnel will be armed with concealed weapons while carrying out their duties of maintaining the security and efficiency of court facilities, it is both advisable and necessary that such weapons be issued under the auspices of the Court, operating in conjunction with Canyon County officials.

D. There is a need to ensure that all court security personnel are properly and adequately trained in the use, maintenance and discharge of weapons prior to undertaking court security duties and that they receive continued training during their employment as court security personnel.

Based on the foregoing, it is,

**ORDERED** that the following Canyon County employees are appointed as court security personnel pursuant to Idaho Code section 1-907:

1. John Klauer
2. Bryan Yiengst
3. Matt Burgess
4. James Insley
5. Wesley Musser
6. Patrick Reindel, Jr.
7. Donna Riley-Fowler;

and it is further,

**ORDERED** that the above-named persons are charged with attending the courts to maintain the security and efficiency of court facilities, including acting to ensure the safety and security of judges, court personnel and court users in Canyon County, in compliance with the "Deputy Marshal Policy & Procedure Manual: State of Idaho, Third Judicial District, Canyon County," which is hereby incorporated into this Order by reference, and the Personnel Manual, rules and regulations of Canyon County; and it is further,

**ORDERED** that, in the proper performance of such duties, such persons shall be considered employees of the state of Idaho, pursuant to Idaho Code section 1-1613A; and it is

further,

**ORDERED** that the Trial Court Administrator or his/her designee shall institute and maintain training procedures for all court security personnel in the proper procedures regarding carrying, use and discharge of weapons, both lethal and non-lethal, and shall maintain written records of all training and certifications completed and obtained by court security personnel; and it is further,

**ORDERED** that the Court has determined that the persons specifically identified in this ORDER have been adequately trained in the use, maintenance and discharge of weapons, including firearms, prior to being designated as court security personnel by this Order; and is further,

**ORDERED** that the appointment of any person as court security personnel may, at any time and without notice or cause, be withdrawn by the Administrative Judge of the Third Judicial District or his/her designee and such authority shall terminate upon resignation or other separation of employment with Canyon County. When such appointment is withdrawn or terminated, the person in question shall surrender his/her weapon to the Trial Court Administrator or his/her designee; and it is further,

**ORDERED** that this Order vacates and supersedes Administrative Order 2007-8 entered on December 20, 2007.

Dated this 8<sup>th</sup> day of September, 2017.

  
Bradly S. Ford  
Administrative District Judge  
Third Judicial District

Copies: Judges of the Third Judicial District  
Canyon County Board of County Commissioners