

FILED
JUL 11 2019
A.M. P.M.

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

CANYON COUNTY CLERK
D. KENNEL, DEPUTY CLERK

Re: Procedures for Processing) ADMINISTRATIVE ORDER
Misdemeanor Domestic Violence) 2019 - 8
Citations in Adams, Gem,)
Owyhee, Payette and Washington)
Counties)
_____)

Whereas, Idaho Misdemeanor Criminal Rule (IMCR) 5(a) provides, in relevant part, that a "peace officer may issue a uniform citation for a citable offense" and the "citation shall require the defendant to appear in court on the citation at the time certain which shall not be less than five (5) nor more than twenty-one (21) days after the date of the citation; provided, the administrative district judge may order that in specific counties that [sic] the appearance date shall be on or after one day and on or before a second date:" and

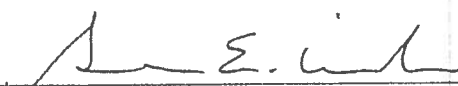
Whereas, the undersigned has determined that the efficient administration of justice in Adams, Gem, Owyhee, Payette and Washington counties will be served by requiring all persons cited by uniform citation for a misdemeanor crime of domestic violence pursuant to Idaho Code section 18-918 to personally appear before a magistrate judge at the earliest reasonable time, it is,

ORDERED that a defendant issued a uniform citation for misdemeanor domestic violence pursuant to Idaho Code section 18-918 in Canyon County, and not arrested, shall personally appear before a magistrate judge for arraignment, within 48 hours following issuance of the citation, excluding Saturdays, Sundays, and holidays. The issuing officer shall enter a date and time certain for defendant to appear on the citation, as determined by the magistrate judge or judges in the respective counties; and it is further,

ORDERED that, in accordance with IMCR 13, in the event the court issues a warrant of arrest for the defendant in conjunction with the citation, no bond will be set until the defendant appears before the magistrate judge for arraignment; and it is further,

ORDERED that this Order shall supersede any prior conflicting Administrative Order on this subject.

Dated: July 10, 2019.



Susan E. Wiebe
Administrative District Judge