

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

ORDER RE: POSTPONEMENT OF
JURY TRIALS AND GRAND JURY
PROCEEDINGS FOR THE **WEEK OF
JANUARY 31, 2022** AND
MANDATORY SAFETY PROTOCOLS

ADMINISTRATIVE ORDER
2022-03

Dane H. Watkins, Jr., Administrative District Judge of the Seventh Judicial District hereby finds and Orders as follows:

WHEREAS on November 29, 2021 the Idaho Supreme Court issued its Amended Order entitled “EMERGENCY ORDER REGARDING COURT SERVICES.” Said Order contains certain requirements and prohibitions, including regarding the conduct of jury trials and safety protocols for counties in the Seventh Judicial District, as follows:

Paragraph 1:

“Weekly Publication of COVID-19 Incidence Rates: The Data and Evaluation Unit of the Administrative Office of Courts shall utilize data obtained from the Idaho Department of Health and Welfare’s COVID-19 Data Dashboard, and shall determine the weekly COVID-19 incidence rates for each county every Thursday evening after 5:00 p.m. Mountain Time. The weekly COVID-19 incidence rates shall be published to the Administrative District Judges and Trial Court Administrators on Friday mornings of each week.”

Paragraph 2 (in part):

“Administrative District Judges Authorized to Issue Orders Regarding Courthouse and Courtroom Risk Reduction Protocols in Their Districts:

... “If a county is located within a public health district in which Idaho’s crisis standards of care are currently activated, or if, as reflected in the report described in paragraph 1, a county’s seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population, the Administrative District Judge shall enter an administrative order defining the safety protocols that will be required in the county’s courthouse. The order will, at a minimum, require all persons entering the courthouse to do court business to wear a mask that covers the nose and mouth and maintain six feet of social distance from anyone that does not live in their household.”

Paragraph 7 (in part):

Jury Trial Postponements: Jury proceedings, including jury trials and grand jury proceedings, may commence anytime during a calendar week unless:

- a. the county in which the jury trial is to be held is located in a public health district in which Idaho’s crisis standards of care are activated; or
- b. the Administrative District Judge has determined that the county in which the prospective juror has been summoned to attend court has a seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 of 25.0 or greater per 100,000 population as reflected on the Cases by County page of the Idaho Department of Health and Welfare’s COVID-19 Data Dashboard available at www.coronavirus.idaho.gov

and,

WHEREAS, the Honorable Dane H. Watkins, Jr. finds no counties in the Seventh Judicial District are a part of a public health district currently subject an active declaration of Idaho’s crisis standards of care; and,

FURTHER finds that the seven-day moving average incidence rate of confirmed or presumed cases of COVID-19 is 25.0 or greater per 100,000 population in certain 7th Judicial District counties as of **January 21, 2022:**

THEREFORE, IT IS HEREBY ORDERED as follows:

1. Jury Trials and Grand Jury Proceedings are suspended for the week of **January 31, 2022** in the following 7th Judicial District counties:

Bingham	Bonneville	Butte	Custer
Clark	Fremont	Jefferson	Lemhi
Madison	Teton		

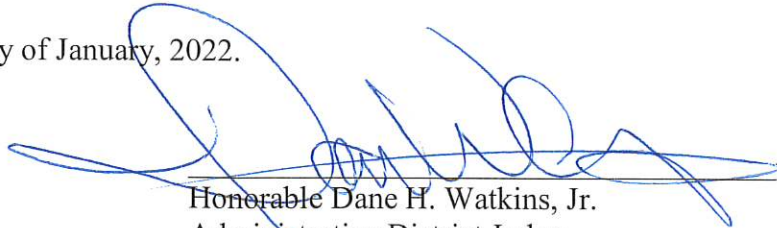
IT IS FURTHERED ORDERED, effective immediately, that all persons entering the County Court Facilities in all counties identified in number 1 above, for court business shall be subject to and maintain the following protocols:

2. All persons entering for court business are required to wear a mask covering their nose and mouth.
3. All persons must maintain a minimum of six feet of social distancing from anyone that does not live in their household.

This order as it pertains to number 2 and 3 above is to remain in effect in the counties identified in paragraph 1 above until the seven-day moving average incidence rate falls below 25.0 in the respective county(ies), as determined by the Idaho Department of Health and Welfare's COVID-19 Data Dashboard.

IT IS HEREBY ORDERED.

Dated this 21st day of January, 2022.



Honorable Dane H. Watkins, Jr.
Administrative District Judge
Seventh Judicial District

Cc:

7th Judicial District Elected Clerks
7th Judicial District Lead Clerks
7th Judicial District Magistrate & District Judges
7th Judicial District Court Reporters
7th Judicial District Jury Commissioners
Tammie D. Whyte, Trial Court Administrator
Sara Omundson, ADOC, Idaho Supreme Court

COVID-19 Incidence Trends for Safety Protocol Considerations

For the week of January 21, 2022 (January 13-January 20)

	County	7-Day Moving Average Incidence Rate		Trend	Order for Safety
		Prior Week	Current Week		Protocols
First District	Benewah	38.4	30.7	Downward	Yes
	Bonner	58.7	40.9	Downward	Yes
	Boundary	19.8	24.5	Upward	No
	Kootenai	83.1	48.3	Downward	Yes
	Shoshone	48.8	36.6	Downward	Yes
Second District	Clearwater	102.8	156.6	Upward	Yes
	Idaho	72.9	78.9	Upward	Yes
	Latah	73.0	104.0	Upward	Yes
	Lewis	126.6	163.8	Upward	Yes
	Nez Perce	142.8	165.8	Upward	Yes
Third District	Adams	49.9	73.2	Upward	Yes
	Canyon	106.3	127.8	Upward	Yes
	Gem	37.9	69.4	Upward	Yes
	Owyhee	59.2	52.0	Downward	Yes
	Payette	57.9	82.9	Upward	Yes
	Washington	43.4	60.3	Upward	Yes
Fourth District	Ada	49.0	13.8	Downward	No
	Boise	58.4	42.0	Downward	Yes
	Elmore	109.0	20.8	Downward	No
	Valley	280.9	32.6	Downward	Yes
Fifth District	Blaine	187.4	152.7	Downward	Yes
	Camas	12.9	25.8	Upward	Yes
	Cassia	20.2	36.9	Upward	Yes
	Gooding	23.5	41.4	Upward	Yes
	Jerome	22.8	43.9	Upward	Yes
	Lincoln	18.6	66.6	Upward	Yes
	Minidoka	21.7	33.3	Upward	Yes
	Twin Falls	38.5	87.0	Upward	Yes
Sixth District	Bannock	136.0	213.5	Upward	Yes
	Bear Lake	42.0	95.6	Upward	Yes
	Caribou	83.9	225.6	Upward	Yes
	Franklin	76.2	143.1	Upward	Yes
	Oneida	88.3	154.5	Upward	Yes
	Power	81.8	126.5	Upward	Yes
Seventh District	Bingham	97.7	185.2	Upward	Yes
	Bonneville	221.1	178.2	Downward	Yes
	Butte	60.5	121.0	Upward	Yes
	Clark	0.0	50.7	Upward	Yes
	Custer	76.1	49.7	Downward	Yes
	Fremont	89.4	91.6	Upward	Yes
	Jefferson	155.0	111.4	Downward	Yes
	Lemhi	76.5	90.8	Upward	Yes
	Madison	253.4	107.4	Downward	Yes
	Teton	254.1	169.4	Downward	Yes

This report provides COVID-19 7-day moving average incidence rates per 100,000 population for each county to be considered by court administrators. Data in this report show the incidence rates on Thursday of the current and prior week. The information here reflects what is reported on the Department of Health and Welfare's website between 5:00 p.m. on Thursday and 8:00 a.m. on Friday of the current week. **Data on the website are subject to change and may not reflect the information in this report.**