

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  
FEBRUARY 7, 2022** AND  
MANDATORY SAFETY PROTOCOLS

ADMINISTRATIVE ORDER  
2022-04

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](http://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 7<sup>th</sup> Judicial District counties as of **January 28, 2022**:

THEREFORE, IT IS HEREBY ORDERED as follows:

1. Jury Trials and Grand Jury Proceedings are suspended for the week of **February 7, 2022** in the following 7<sup>th</sup> Judicial District counties:

Bingham	Bonneville	Butte	Custer
Clark	Fremont	Jefferson	Lemhi
Madison	Teton		

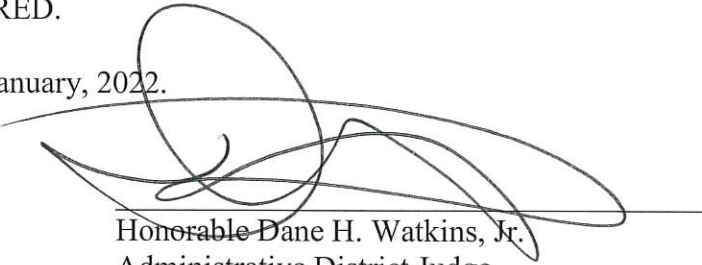
IT IS FURTHERED ORDERED, effective immediately, that all persons entering the County Court Facilities in all counties identified in number 1 above, for court business shall be subject to and maintain the following protocols:

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 28<sup>st</sup> day of January, 2022.



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

Cc:

7<sup>th</sup> Judicial District Elected Clerks  
7<sup>th</sup> Judicial District Lead Clerks  
7<sup>th</sup> Judicial District Magistrate & District Judges  
7<sup>th</sup> Judicial District Court Reporters  
7<sup>th</sup> 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 28, 2022 (January 20-January 27)

	County	7-Day Moving Average Incidence Rate		Trend	Order for Safety Protocols
		Prior Week	Current Week		
First District	Benewah	46.1	46.1	Stable	Yes
	Bonner	63.1	69.0	Upward	Yes
	Boundary	35.0	64.2	Upward	Yes
	Kootenai	80.4	70.0	Downward	Yes
	Shoshone	46.6	56.6	Upward	Yes
Second District	Clearwater	190.9	143.6	Downward	Yes
	Idaho	89.1	73.7	Downward	Yes
	Latah	113.6	201.2	Upward	Yes
	Lewis	182.4	253.1	Upward	Yes
	Nez Perce	185.3	171.5	Downward	Yes
Third District	Adams	76.5	63.2	Downward	Yes
	Canyon	142.8	126.1	Downward	Yes
	Gem	78.1	50.5	Downward	Yes
	Owyhee	64.0	73.7	Upward	Yes
	Payette	96.6	80.5	Downward	Yes
Fourth District	Washington	63.1	72.9	Upward	Yes
	Ada	9.5	22.6	Upward	No
	Boise	63.8	58.4	Downward	Yes
	Elmore	24.4	23.9	Downward	No
	Valley	90.3	111.6	Upward	Yes
Fifth District	Blaine	171.3	112.3	Downward	Yes
	Camas	51.7	64.6	Upward	Yes
	Cassia	39.8	32.7	Downward	Yes
	Gooding	47.1	45.2	Downward	Yes
	Jerome	51.5	56.8	Upward	Yes
	Lincoln	79.9	53.2	Downward	Yes
	Minidoka	33.3	56.4	Upward	Yes
	Twin Falls	99.8	79.4	Downward	Yes
Sixth District	Bannock	218.8	256.1	Upward	Yes
	Bear Lake	95.6	84.0	Downward	Yes
	Caribou	235.6	203.7	Downward	Yes
	Franklin	143.1	45.3	Downward	Yes
	Oneida	154.5	138.7	Downward	Yes
	Power	128.3	208.3	Upward	Yes
Seventh District	Bingham	188.3	185.2	Downward	Yes
	Bonneville	233.3	227.7	Downward	Yes
	Butte	121.0	60.5	Downward	Yes
	Clark	50.7	84.5	Upward	Yes
	Custer	59.6	62.9	Upward	Yes
	Fremont	129.8	108.0	Downward	Yes
	Jefferson	144.0	150.6	Upward	Yes
	Lemhi	108.6	64.1	Downward	Yes
	Madison	191.9	336.5	Upward	Yes
Teton	189.4	150.6	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.**