

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

THE STATE OF IDAHO

* * *

RE: REDUCTION IN COURTHOUSE
SERVICES; LIMITED ACCESS TO THE
ELMORE COUNTY COURTHOUSE

ADMINISTRATIVE ORDER

NO. 20-03-14-03

This order supersedes and replaces Administrative Order 20-03-13-03.

For public health reasons, and to mitigate the spread of the COVID-19 virus, effective immediately, the Elmore County Courthouse will be operating at reduced functioning until further notice. Idaho Court Administrative Rule 48.

During this time of reduced operations, all county and courthouse personnel and judges are permitted in the courthouse.

For court, except for criminal trials, members of the public will not be permitted into the courthouse unless they are an attorney, juror, party, witness, or victim support person in one of the attached hearings. Access by the media to proceedings shall be at the discretion of the presiding judge.

The undersigned judge will issue a new order, superseding this order, when court operations can resume in their normal manner. Until such time, the courthouse remains closed to all members of the public except as stated herein.

For court matters, members of the public are directed to contact the Elmore County Clerk's Office at 208-587-2133.

IT IS SO ORDERED.

Dated this 14th day of March 2020.



HONORABLE MELISSA MOODY
Administrative District Judge
Fourth Judicial District

cc: Board of Elmore County Commissioners
All Fourth Judicial Judges
Sandra Barrios, Trial Court Administrator, Fourth Judicial District
Robert Reisig, Administrative Staff Attorney
Shelley Essl, Elmore County Clerk of Court
Daniel Page, Elmore County Prosecuting Attorney
Terry Ratliff, Elmore County Public Defender
Idaho Supreme Court, AdminOrders@idcourts.net

**PRIORITIZATION OF CATEGORY 1 FUNCTIONS
(MISSION CRITICAL)**

Category 1 (Critical) functions are those functions that must remain operational when the court is closed.

Priority	Mission Critical Function	Time Limitation (if applicable)
1	Initial Appearance, Probable Cause (I.C.R. 5); Arraignments (I.C.R. 10)	IA - 24 hrs (48 hrs —PC); Within 30 days
2	Preliminary Hearings (I.C.R. 5.1)	14 days (i.c.) or 21 days (n.i.c.) of initial appearance
3	Arrest and Search Warrants (I.C.R. 4; I.C.R. 41)	On-going and 24/7/365
4	Shelter Care Hearings (I.J.R. 39)	Within 48 hours of removal
5	Adjudicatory Hearings (CPA) (I.C. § 16-1619)	Within 30 days of filing of petition
6	Civil Protection Orders — Ex Parte (I.C. § 39-6306)	On-going during court hours
7	Involuntary Commitment Hearings (I.C. § 66-326)	Within 5 days of detention order
8	Juvenile Detention Hearings (I.J.R. 7) — Juvenile Evidentiary Hearings (I.J.R. 15)	Within 24 hours; 45 days (i.c.), 90 days (n.i.c.)
9	Expedited Enforcement of Child Custody Determinations (I.C. § 32-11-308) (e.g. parental abduction)	"next judicial days after service of the order, unless that date is impossible"
10	Requests for Medical Treatment of Minors (I.C. § 16- 1627)	On-going 24/7/365
11	Parental Override Requests for Medical Treatment of Minors (I.C. § 16-1627)	On-going 24/7/365
12	Temporary Restraining Orders (I.R.C.P. 65; I.R.F.L.P. 508)	14 days
13	Creditor's Motion Re: Claim of Exemption Hearings (I.C. § 11-203(b))	5-12 days
14	Civil Drug Forfeiture Hearings (I.C. § 37-2744)	30 days

PRIORITIZATION OF CATEGORY 2 FUNCTIONS (ESSENTIAL)

Category 2 (Non-Critical but Essential) functions are those functions next in priority to the Category 1 (Critical) functions. Category 2 functions are services that must be fulfilled **in addition to** functions identified in Category 1.

Priority	Essential Function	Time Limitation (if applicable)
1	Reduced Dockets (Restrict Access to Courthouse to Prevent Spread of Disease)	
2	Petitions for Judicial Review - Quarantine/isolation Orders (I.C. § 56-1003(7))	
3	Speedy Trial Adjudication (I.C. § 19-3501)	6 months
4	Sentencings/Rider Reviews (I.C.R. 33)	
5	Bail/Bond Hearings (I.C.R. 46)	
6	Problem Solving Courts Review Hearings	
	Problem Solving Courts (Treatment, Classes, and Check-in)	
8	Temporary Guardian/Conservator Hearings — (LC. §§ 66-404A; 15-5-310; 15-5-207; 15-5-407A)	5 - 10 days
9	Cases Reset or Vacated - Process Documentation	
10	Jury Pool	
11	Transcript Requests	
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