Infraction Penalty Schedule
Effective July 1, 2012

INFRACTION OFFENSE	TOTAL AMOUNT (Fixed Penalty Plus Court Costs)
(1)(a)Failure to fasten safety restraint, operator/occupant age 18 or older, Section 49-673(3), Idaho Code. (Fixed penalty $10.00, $5.00 of which is to be sent to State's Catastrophic Health Care Fund).	$10.00
(b) Failure to fasten safety restraint, operator 18 years or older with occupant(s) under 18 years of age failing to wear safety restraint. Section 49-673(3), Idaho Code. (Fixed penalty $10.00, $5.00 of which is to be sent to State's Catastrophic Health Care Fund).	$10.00
(c) Failure to fasten safety restraint, operator under 18 years of age or operator under 18 who has occupant(s) under 18 years of age failing to wear safety restraint-single citation only, Section 49-673(4), Idaho Code. (Fixed penalty $10.00, $5.00 of which is to be sent to State's Catastrophic Health Care Fund, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$66.50
(2) Failure to restrain child in car safety seat. Section 49-672, Idaho Code. (Fixed penalty $27.50, court costs $16.50, I.C., § 31-3201A(c), county justice fund fee $5.00 I.C. § 31-3201(3), and, peace officers training fee $15.00 I.C. § 31-3201B, ISTARS technology fund fee $10.00 I.C. § 31-3201(5), and emergency surcharge fee $10.00).	$84.00
(3) Pedestrian and bicycle infractions. (Fixed penalty $5.00, court costs $16.50 county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00)	$61.50

(4) Speeding traffic infractions.

(a) 1 to 15 miles per hour above speed Limit. (Fixed penalty $33.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $90.00

(b) 16 or more miles per hour above speed limit. (Fixed penalty $98.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $155.00

(5) Other moving traffic infractions. (Fixed penalty $33.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $90.00

(6) Speeding in a construction zone. I.C. § 49-657 (Fixed penalty $50.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $106.50

(7) Speeding in a school zone. I.C. § 49-658 (Fixed penalty $100.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $156.50

(8) Permitting unauthorized child under age 18 to operate vehicle. Section 49-333(1), Idaho Code. (Fixed penalty $54.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $111.00

(9) Permitting any unauthorized person to operate vehicle. Section 49-333(2), Idaho Code. (Fixed penalty $54.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $111.00

(10) Renting vehicle to unauthorized driver or failing to inspect license. Section 49-334, Idaho Code. (Fixed penalty $54.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee

$15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $111.00

(11) Expired license. Section 49-319, Idaho Code. (Fixed penalty $44.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $101.00

(12) Violating restricted license. Section 49-317, Idaho Code. (Fixed penalty $44.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $101.00

(13) Operating vehicle under out of state license while suspended. Section 49-329, Idaho Code. (Fixed penalty $100.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $156.50

(14) Failure to carry registration in vehicle (dismissed if registration is shown). Section 49-427, Idaho Code. (Fixed penalty $10.50, court costs $16.50, county justice fund $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $67.00

(15) Failure to display license plate. Section 49-428, Idaho Code. (Fixed penalty $10.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $67.00

(16) Operating vehicle without registration. Section 49-456(1), Idaho Code. (Fixed penalty $44.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $101.00

(17) Fictitious display of license plates. Section 49-456(3), Idaho Code, (Fixed penalty $58.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $115.00

(18) Lending or permitting another to use registration or license plate. Section 49-456(4), Idaho Code. (Fixed penalty $58.50, court costs $16.50, county justice fund $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $115.00

(19) Failing to surrender registration and

license plate upon revocation or suspension. Section 49-456(5), Idaho Code. (Fixed penalty $44.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00), and emergency surcharge fee $10.00). $101.00

(20) Use of false or fictitious name in application for registration or concealing material facts. Section 49-456(6), Idaho Code. (Fixed penalty $100.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $156.50

(21) Failure to redeem an abandoned vehicle. Section 49-1802, Idaho Code. (Fixed penalty $10.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, abandoned vehicle fee $150.00, and emergency surcharge fee $10.00). $217.00

(22) Texting while driving. (Fixed penalty $25.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $81.50

(23) Non-moving traffic infractions. (Fixed penalty $10.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $67.00

(24) Special parking infractions. Recreational parking. Section 67-7115, Idaho Code, and illegal parking in state park, Section 67-4237 Idaho Code, (Fixed penalty $25.00, court costs $16.50, county justice fund fee $5.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00 -- No peace officers training fee). $66.50

(25) Disability parking violations. Unauthorized disability parking, Section 49-213, Idaho Code, and unauthorized use of disability plate or placard, Section 49-410, Idaho Code. (Fixed penalty $100.00, court costs $16.50, county justice fund fee $5.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00 – No peace officers training fee). $141.50

(26) Other parking infractions and failure to pay parking infractions unless otherwise provided by statute or ordinance. (Fixed penalty $5.00, court costs $16.50, county justice fund fee $5.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00 -- No peace officers training fee). $46.50

(27) Operating a motor vehicle without insurance.

Sections 49-1229 and 49-1428, Idaho Code and failure to have certificate of insurance, Section 49-1232, Idaho Code, (First offense only, second or subsequent offense is a misdemeanor. (Fixed penalty $75.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$131.50
(28) Trucking overweight. Section 49-438, Idaho Code, and Sections 49-1001, 49-1002, 49-1004, 49-1005, Idaho Code.	
1-1000 pounds overweight (Fixed penalty $5.00, court costs $16.50, county justice fund $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00.)	$61.50
1001-2000 pounds overweight (Fixed penalty $15.00, court costs $16.50, county justice fund $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00.)	$71.50
2001-4000 pounds overweight (Fixed penalty $25.00, court costs $16.50, county justice fund $5.00, peace officer's training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00.)	$81.50
For multiple infractions see I.C. § 49-1013(4).	
(29) Fish and game violations made infractions by Section 36-1401, Idaho Code. (Fixed penalty $15.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$72.00
(30) All-terrain vehicle and snowmobile infractions. Driving on highway. Section 67-7109, Idaho Code (Fixed penalty $100.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$156.50
(31) Parks and recreation violations made infractions by Section 67-4223, Idaho Code. (Fixed penalty $15.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$72.00
(32) All other all-terrain vehicle and snowmobile infractions. Sections 67-7102 through 67-7112, 67-7122, 67-7125, Idaho Code. (Fixed penalty $25.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00).	$81.50

(33) Renting a watercraft without safety devices and safety decal. Section 67-7078 (Fixed penalty $25.00, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $81.50

(34) Failure to carry required equipment in watercraft. (IDAPA 26.01.30 Parks and Recreation) Sections 67-7002 and 67-7015, Idaho Code. (Fixed penalty $42.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $99.00

(35) Improper waterskiing. Section 67-7024, Idaho Code. (Fixed penalty $42.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $99.00

(36) Permitting smoking in public building or office. Section 39-5506, Idaho Code. (Fixed penalty $67.50, court costs $16.50, county justice fund fee $5.00, peace officer training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $124.00

(37) Refusing to extinguish tobacco product in public building or office. Section 39-5507, Idaho Code. (Fixed penalty $17.50, court costs $16.50, county justice fund fee $5.00, peace officer training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $74.00

(38) Other infractions. (Fixed penalty $15.50, court costs $16.50, county justice fund fee $5.00, peace officers training fee $15.00, ISTARS technology fund fee $10.00, and emergency surcharge fee $10.00). $72.00

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF)
MISDEMEANOR CRIMINAL RULES) ORDER
5, 13(b) and 14(b))
)

The 2012 Idaho Legislature having passed House Bill 448, and the Court having reviewed proposed amendments by the Misdemeanor / Infraction Rules Advisory Committee to the Misdemeanor Criminal Rules, and the Court having fully considered the same;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Misdemeanor Criminal Rules as they appear in the volume published by the Idaho Code Commission be, and they are hereby, amended as follows:

1. That Misdemeanor Criminal Rule 5(c) be, and the same is hereby, amended to read as follows:

Rule 5. Uniform citation – Issuance – Service – Form – Number -- Distribution.

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(~~g~~h) **Color and Distribution.** With the exception of electronically issued citations, the first copy of the citation shall be white and deposited with and retained by the court; the second copy shall have pink borders at the top and bottom and be delivered to the defendant; the third copy shall have yellow borders at the top and bottom and be delivered by the police officer initially to the court and thereafter forwarded by the court to the appropriate department upon disposition of the citation. Additional copies of the citation may be prepared with additional information required by the issuing governmental department, agency or unit for its internal use.

(~~h~~i) **Electric Citations**. Citations may be electronically issued. Electronic citations do not need to meet the formatting requirements set out in subsections (~~f~~g) and (~~g~~h) of this rule, but must otherwise provide the same information that is required by subsections (~~f~~g) and (~~i~~j) of this rule.

(~~i~~j) **Failure to Appear**. The citation shall state and notify the defendant that in the event he fails to appear on the citation at the time indicated, a warrant may be issued for his arrest. In the event the defendant does not appear as required by the citation, action may be taken against him as provided in Rule 11.

4. That Misdemeanor Criminal Rule 13(b) be, and the same is hereby, repealed in its entirety and a NEW Rule13(b) adopted as follows:

Rule 13. Bail schedules.

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(b) **Bail bond schedule**. Except as provided above, the bail bond required for specific alleged offenses pending arraignment or trial shall be as follows:

Idaho Code	Offense	Bail Bond
(1) MOTOR VEHICLE OFFENSES:		
49-218	Operating motor vehicle as emergency vehicle	$ 201.00
49-221	Failure to remove traffic sight obstruction	271.00
49-227	Driving without owner's consent	275.00
49-229	Injuring or destroying vehicle	275.00
49-230	Tampering with vehicle	271.00
49-235	Operating motor vehicle after notice of unsafe condition	275.00
49-1301(1)	Failure to remain at accident scene	300.00
49-1302	Failure to give information and aid at accident	300.00
49-1303	Failure to notify owner of unattended vehicle at accident	300.00
49-1304	Failure to give notice to owner of property adjacent to highways at accident	259.00
49-1305	Failure to give immediate notice of $1500 accident	300.00
49-1401(1)	Reckless driving	300.00

49-1401(3)	Inattentive driving	275.00
18-8004	Driving under the influence (First Offense)	
	Resident	500.00
	Nonresident	2,000.00
18-8004	Driving Under the Influence (Second Offense)	
	Resident	1,000.00
	Nonresident	3,000.00
18-8004C	Driving Under the Influence (Enhanced Penalty)	
	Resident	1,000.00
	Nonresident	3,000.00
49-1403	Knowingly permit operation of motor vehicle contrary to law	176.00
49-1404	Fleeing or attempting to elude police officer	300.00
49-1415	Illegal cancellation or soliciting cancellation of traffic citation	221.00
49-1419	Failure to obey traffic officer	176.00
49-1421	Driving on or across median of divided highway	166.00
49-1422	Passing stopped school bus	275.00
49-1424	Racing on public highways	271.00
18-3906	Littering highway from vehicle	186.00

(2) LICENSES, REGISTRATION AND INSURANCE OFFENSES:

(A) License Offenses

49-301	No license or invalid license	221.00
49-316	Failure to carry license (dismissed if license shown)	166.00
49-331(1)	Displaying mutilated or fictitious license	201.00
49-331(2)	Lending or permitting use of license by another	221.00
49-331(3)	Displaying a license of another as one's own	271.00
49-331(4)	Failure to surrender license when revoked or suspended	271.00

49-331(5)	Use of false or fictitious name in application for license, or concealing material facts	500.00
49-331(6)	Permitting any unlawful use of License	271.00
49-432	Operating a vehicle without a permit	
	Single Vehicle	275.00
	Combination of vehicles	362.00
49-432(2)(a)	Operating vehicle without 120 hour permit to increase gross weight	312.00
49-432(2)(b)	Operating vehicle without 30 day permit to increase gross weight	577.00
49-432(3)	Exceeding the number of temporary permits allowed in a calendar year	300.00
49-1627(2)	Unlawful use of dealer plates	271.00
18-8001	Driving without privileges (First offense)	
	Idaho resident	500.00
	Nonresident	2,000.00
18-8001	Driving without privileges (Second offense)	
	Idaho resident	1,000.00
	Nonresident	3,000.00
18-8001	Driving without privileges (Third offense)	
	Idaho resident	2,000.00
	Nonresident	4,000.00

(B) Registration and Title Offenses

49-519(1)	Operating vehicle without certificate of title	271.00
49-519(2)	Operating vehicle for which certificate of title is canceled	271.00

(C) Insurance Offenses

49-1210	Registration of vehicle without insurance certificate	271.00
49-1229	Failure of owner of vehicle to maintain liability insurance (Second or subsequent offense within 5 year period only)	275.00
49-1232	Failure to carry proof of liability insurance in vehicle (Second or subsequent offense within 5 year period only)	275.00

49-1428	Operating a motor vehicle without liability insurance (Second or subsequent offense within 5 year period only)	275.00
49-1429	False or altered insurance certificate	500.00
49-1430	Forged insurance certificate	500.00

(3) SIZE, WEIGHT AND D.L.E. OFFENSES:

40-511(1)	Failure to stop at ports of entry or checking stations	271.00
49-1001(8)	Violation of travel authorization	271.00
49-1001, and 49-1002, and 49-1004, and 49-1005 and 49-438	Exceeding highway load limit plus pounds overweight (Effective July 1, 1995, Violations of 49-1001, 49-1002, 49-1004 and 49-1005 and 49-438 with an overweight between 1 and 4000 pounds is an infraction) Penalties are increased for multiple misdemeanor violations, see I.C. 49-1-13(4).	152.50

Pounds overweight:		Bail Bond
4,001 -	4,119	$ 27.00
4,120 -	4,219	41.00
4,220 -	4,319	54.00
4,320 -	4,419	67.00
4,420 -	4,519	81.00
4,520 -	4,619	94.00
4,620 -	4,719	108.00
4,720 -	4,819	121.00
4,820 -	4,919	134.00
4,920 -	5,019	148.00
5,020 -	5,119	161.00
5,120 -	5,219	175.00
5,220 -	5,319	188.00
5,320 -	5,419	202.00
5,420 -	5,519	215.00
5,520 -	5,619	228.00
5,620 -	5,719	242.00
5,720 -	5,819	255.00
5,820 -	5,919	269.00
5,920 -	6,019	282.00
6,020 -	6,119	295.00
6,120 -	6,219	309.00
6,220 -	6,319	322.00
6,320 -	6,419	336.00
6,420 -	6,519	349.00
6,520 -	6,619	362.00

6,620 -	6,719	376.00
6,720 -	6,819	389.00
6,820 -	6,919	403.00
6,920 -	7,019	416.00
7,020 -	7,119	429.00
7,120 -	7,219	443.00
7,220 -	7,319	456.00
7,320 -	7,419	470.00
7,420 -	7,519	483.00
7,520 -	7,619	497.00
7,620 -	7,719	510.00
7,720 -	7,819	523.00
7,820 -	7,919	537.00
7,920 -	8,019	550.00
8,020 -	8,119	564.00
8,120 -	8,219	577.00
8,220 -	8,319	590.00
8,320 -	8,419	604.00
8,420 -	8,519	617.00
8,520 -	8,619	631.00
8,620 -	8,719	644.00
8,720 -	8,819	657.00
8,820 -	8,919	671.00
8,920 -	9,019	684.00
9,020 -	9,119	698.00
9,120 -	9,219	711.00
9,220 -	9,319	725.00
9,320 -	9,419	738.00
9,420 -	9,519	751.00
9,520 -	9,619	765.00
9,620 -	9,719	778.00
9,720 -	9,819	792.00
9,820 -	9,919	805.00
9,920 -	10,019	818.00
10,020 -	10,119	832.00
10,120 -	10,219	845.00
10,220 -	10,319	859.00
10,320 -	10,419	872.00
10,420 -	10,519	885.00
10,520 -	10,619	899.00
10,620 -	10,719	912.00
10,720 -	10,819	926.00
10,820 -	10,919	939.00
10,920 -	11,019	952.00
11,020 -	11,119	966.00
11,120 -	11,219	979.00
11,220 -	11,319	993.00
11,320 -	11,419	1,006.00
11,420 -	11,519	1,020.00
11,520 -	11,619	1,033.00
11,620 -	11,719	1,046.00
11,720 -	11,819	1,060.00
11,820 -	11,919	1,073.00
11,920 -	12,019	1,087.00
12,020 -	12,119	1,100.00
12,120 -	12,219	1,113.00
12,220 -	12,319	1,127.00
12,320 -	12,419	1,140.00
12,420 -	12,519	1,154.00
12,520 -	12,619	1,167.00
12,620 -	12,719	1,180.00

12,720 -	12,819	1,194.00
12,820 -	12,919	1,207.00
12,920 -	13,019	1,221.00
13,020 -	13,119	1,234.00
13,120 -	13,219	1,247.00
13,220 -	13,319	1,261.00
13,320 -	13,419	1,274.00
13,420 -	13,519	1,288.00
13,520 -	13,619	1,301.00
13,620 -	13,719	1,315.00
13,720 -	13,819	1,328.00
13,820 -	13,919	1,341.00
13,920 -	14,019	1,355.00
14,020 -	14,119	1,368.00
14,120 -	14,219	1,382.00
14,220 -	14,319	1,395.00
14,320 -	14,419	1,408.00
14,420 -	14,519	1,422.00
14,520 -	14,619	1,435.00
14,620 -	14,719	1,449.00
14,720 -	14,819	1,462.00
14,820 -	14,919	1,475.00
14,920 -	15,019	1,489.00
15,020 -	15,119	1,504.00
15,120 -	15,219	1,524.00
15,220 -	15,319	1,544.00
15,320 -	15,419	1,564.00
15,420 -	15,519	1,584.00
15,520 -	15,619	1,604.00
15,620 -	15,719	1,624.00
15,720 -	15,819	1,644.00
15,820 -	15,919	1,664.00
15,920 -	16,019	1,684.00
16,020 -	16,119	1,704.00
16,120 -	16,219	1,724.00
16,220 -	16,319	1,744.00
16,320 -	16,419	1,764.00
16,420 -	16,519	1,784.00
16,520 -	16,619	1,804.00
16,620 -	16,719	1,824.00
16,720 -	16,819	1,844.00
16,820 -	16,919	1,864.00
16,920 -	17,019	1,884.00
17,020 -	17,119	1,904.00
17,120 -	17,219	1,924.00
17,220 -	17,319	1,944.00
17,320 -	17,419	1,964.00
17,420 -	17,519	1,984.00
17,520 -	17,619	2,004.00
17,620 -	17,719	2,024.00
17,720 -	17,819	2,044.00
17,820 -	17,919	2,064.00
17,920 -	18,019	2,084.00
18,020 -	18,119	2,104.00
18,120 -	18,219	2,124.00
18,220 -	18,319	2,144.00
18,320 -	18,419	2,164.00
18,420 -	18,519	2,184.00
18,520 -	18,619	2,204.00
18,620 -	18,719	2,224.00
18,720 -	18,819	2,244.00

18,820 -	18,919	2,264.00
18,920 -	19,019	2,284.00
19,020 -	19,119	2,304.00
19,120 -	19,219	2,324.00
19,220 -	19,319	2,344.00
19,320 -	19,419	2,364.00
19,420 -	19,519	2,384.00
19,520 -	19,619	2,404.00
19,620 -	19,719	2,424.00
19,720 -	19,819	2,444.00
19,820 -	19,919	2,464.00
19,920 -	20,019	2,484.00
20,020 -	20,119	2,506.00
20,120 -	20,219	2,536.00
20,220 -	20,319	2,566.00
20,320 -	20,419	2,596.00
20,420 -	20,519	2,626.00
20,520 -	20,619	2,656.00
20,620 -	20,719	2,686.00
20,720 -	20,819	2,716.00
20,820 -	20,919	2,746.00
20,920 -	21,019	2,776.00
21,020 -	21,119	2,806.00
21,120 -	21,219	2,836.00
21,220 -	21,319	2,866.00
21,320 -	21,419	2,896.00
21,420 -	21,519	2,926.00
21,520 -	21,619	2,956.00
21,620 -	21,719	2,986.00
21,720 -	21,819	3,016.00
21,820 -	21,919	3,046.00
21,920 -	22,019	3,076.00
22,020 -	22,119	3,106.00
22,120 -	22,219	3,136.00
22,220 -	22,319	3,166.00
22,320 -	22,419	3,196.00
22,420 -	22,519	3,226.00
22,520 -	22,619	3,256.00
22,620 -	22,719	3,286.00
22,720 -	22,819	3,316.00
22,820 -	22,919	3,346.00
22,920 -	23,019	3,376.00
23,020 -	23,119	3,406.00
23,120 -	23,219	3,436.00
23,220 -	23,319	3,466.00
23,320 -	23,419	3,496.00
23,420 -	23,519	3,526.00
23,520 -	23,619	3,556.00
23,620 -	23,719	3,586.00
23,720 -	23,819	3,616.00
23,820 -	23,919	3,646.00
23,920 -	24,019	3,676.00
24,020 -	24,119	3,706.00
24,120 -	24,219	3,736.00
24,220 -	24,319	3,766.00
24,320 -	24,419	3,796.00
24,420 -	24,519	3,826.00
24,520 -	24,619	3,856.00
24,620 -	24,719	3,886.00
24,720 -	24,819	3,916.00
24,820 -	24,919	3,946.00

Overweight amounts beyond those listed shall be calculated at $2,500 plus $.30 per pound for each pound over 20,000 pounds overweight rounded down to the nearest dollar.

Idaho Code	Offense	Bail Bond
49-1004	Failure to obtain overweight or oversize permit	221.00
49-1010(1)	Over width violation	271.00
49-1010(2)	Over height violation	271.00
49-1010(3)	Over length violation	271.00
49-1012	Moving farm equipment after dark without lights or flagman requirements	271.00
49-1427	Transporting explosives without required notices and equipment	401.00
49-2203	Failure to obtain endorsement for transporting hazardous material	216.00
67-2901A	Specific violations of Dept. of Law Enforcement rules:	
	Rule 18 - Any dangerous & hazardous material violation	401.00
	Rule 19 - Safety violations Serious or hazardous material safety violations as noted on the citation	401.00
	Rule 19 - Disqualified driver of commercial vehicle	401.00
	All other violations of Dept. of Law Enforcement rules:	196.00
63-2441	Special Fuel Permit Violation	377.00

(4) WATER AND WATERCRAFT OFFENSES:

67-7016	Grossly negligent operation of watercraft	300.00
67-7017	Negligent operation of watercraft	271.00
67-7025	Interfering with other watercraft	211.00
67-7026	Operating watercraft in restricted area	271.00
67-7027	Failure to report collisions, accidents and casualties	300.00
67-7033(3)	Operating watercraft while suspended	
	Idaho resident	500.00
	Nonresident	2,000.00

67-7034	Operating watercraft under the influence	
	Idaho resident	500.00
	Nonresident	2,000.00

(5) FISH AND GAME OFFENSES: The amount of bail for any alleged fish or game offense shall be the sum of $186.00, except for certain specific violations which shall have bail in the following amounts:

(A) Big Game Violations

36-401	Hunting big game without a valid license	
	Idaho Resident	200.00
	Nonresident	500.00
36-405(c)(2)(B)	Transfer/Use of big game animal tag belonging to another person	
	Idaho resident	200.00
	Nonresident	500.00
36-409(c)	Hunt big game animal without appropriate tag, permit	
	Deer, bear, mountain lion, antelope	
	Idaho resident	200.00
	Nonresident	500.00
	Elk	
	Idaho resident	200.00
	Nonresident	500.00
	Moose, sheep, goat	
	Idaho resident	500.00
	Nonresident	1,500.00
36-409(d)	Failure to validate or attach own tag to big game animal:	
	Deer, antelope, bear and mountain lion	
	Idaho resident	200.00
	Nonresident	250.00
	Goat, elk, sheep, moose and caribou	
	Idaho resident	250.00
	Nonresident	500.00
36-502 and 36-1402(e) and 36-1404(a)	Possession of unlawfully taken big game (per animal)	
	Deer, antelope, bear and mountain lion	
	Idaho resident	400.00
	Nonresident	1,000.00
	Trophy animals (when flagrant violation applies)	2,000.00
	Elk	
	Idaho resident	800.00
	Nonresident	1,500.00
	Trophy animals (when flagrant violation applies)	5,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	1,500.00
	Nonresident	2,000.00
	Trophy animals (when flagrant violation applies)	10,000.00

36-502	Possess or transport big game animal improperly tagged	
	Deer, antelope, black bear and mountain lion	200.00
	Goat, elk, sheep, moose and caribou	400.00
36-1101	Hunt big game animals during closed season (per animal)	
	Deer, antelope, black bear and mountain lion	
	Idaho resident	200.00
	Nonresident	500.00
	Elk	
	Idaho resident	300.00
	Nonresident	1,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	500.00
	Nonresident	1,500.00
36-1101, 36-1402(e) and 36-1404(a)	Kill big game animals during closed season (per animal)	
	Deer, antelope, black bear and mountain lion	
	Idaho resident	400.00
	Nonresident	1,000.00
	Trophy animals (when flagrant violation applies)	2,000.00
	Elk	
	Idaho resident	800.00
	Nonresident	1,500.00
	Trophy animals (when flagrant violation applies)	5,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	1,500.00
	Nonresident	2,000.00
	Trophy animals (when flagrant violation applies)	10,000.00
36-1101 and 36-1404(a)	Exceed big game bag limit (by one (1) animal (per animal)	
	Deer, antelope, bear and mountain lion	
	Idaho resident	400.00
	Nonresident	1,000.00
	Elk	
	Idaho resident	800.00
	Nonresident	1,500.00
	Goat, sheep, moose and caribou	
	Idaho resident	1,500.00
	Nonresident	2,000.00
36-1101, 36-1402(e) and 36-1404(a)	Exceed big game bag limit by two (2) or more animals - Flagrant violation (per animal)	1,500.00
	Trophy Animals	
	Deer, antelope, bear, and mountain lion	2,000.00
	Elk	5,000.00
	Goat, sheep, moose, caribou	10,000.00

36-1101, 36-1402(e) and 36-1404(a)	Take big game animal with modern firearm during archery/muzzle loader-only hunt - Flagrant violation (per animal(s)	1,500.00
	Trophy Animals	
	Deer, antelope	2,000.00
	Elk	5,000.00
	Goat, sheep, moose, caribou	10,000.00
36-1202	Waste of big game animal (per animal)	
	Idaho resident	500.00
	Nonresident	1,500.00
36-1202, 36-1402(e) and 36-1404(a)	Waste of big game animal Flagrant Violations - Trophy Animals	
	Deer, antelope	2,000.00
	Elk	5,000.00
	Goat, sheep, moose, caribou	10,000.00
36-1202	Waste of upland game animal	
	Idaho Resident	190.00
	Nonresident	250.00

(B) Upland and Migratory Game Bird Violations

36-401	Hunting game birds without a valid license	
	Idaho resident	200.00
	Nonresident	300.00
36-502 and	Possess unlawfully taken game birds	
36-1404(a)	Turkey, whistling swan and trumpeter swan	
	Idaho resident	200.00 + 25.00/bird
	Nonresident	250.00 + 25.00/bird
	All other species	165.00 + 25.00/bird
36-1101	Hunting game birds during closed season	
	Idaho resident	200.00
	Nonresident	500.00
36-1102(b)1 and 36-1902	Hunt, take or possess migratory birds contrary to Federal regulations	
	Eagles and swans	300.00/bird
	Hawks, owls and falcons	200.00/bird
	Geese and ducks	165.00 + 25.00/bird
36-1202	Waste of game bird	
	Idaho resident	165.00 + 25.00/bird
	Nonresident	250.00 + 25.00/bird

(C) Fishing Violations

36-401	Fishing without a valid license	
	Salmon, steelhead and sturgeon	200.00
	All other species	186.00
36-502 and	Possess unlawfully taken fish	

36-1404	Salmon, steelhead and bull trout	
	Idaho resident	200.00/fish
	Nonresident	300.00/fish
	Sturgeon	
	Idaho resident	500.00/fish
	Nonresident	1,000.00/fish
	All other species	165.00 + 25.00/fish
36-901 and 36-1202 and 36-1404(a)	Exceed bag or possession limit for fish and waste of game fish	
	Salmon, steelhead and bull trout	
	Idaho resident	200.00/fish
	Nonresident	300.00/fish
	Sturgeon	
	Idaho resident	500.00/fish
	Nonresident	1,000.00/fish
	All other species	165.00 + 25.00/fish
36-901	Fishing during closed season	
	Salmon, steelhead, sturgeon and bull trout	300.00
	All other species	200.00
36-902(a)	Allow or cause to pass into the waterway deleterious drugs, toxicants, chemicals, poisons, or electrical current to affect fish	500.00
36-902(c)	Use of explosives, poisons, nets, traps, spears or seines to take fish	500.00
(D) Miscellaneous Violations		
36-405(a)(3)(A)	Willfully make false statement on application for the purpose of obtaining wrong class license, tag or permit (per illegal document)	500.00
36-405(c)(1)	Purchase or possess wrong class license, tag or permit	500.00
36-501 and 36-1401(b)	Unlawful purchase or sale of wildlife/parts (per animal)	1,000.00
36-902(a)	Deposit destructive substances into waters	500.00
36-1101(b)(6)	Hunting with artificial light	500.00
36-1402(e)1 and 36-1404(a)	Take/kill big game animal with aid of artificial light (per animal)	
	Flagrant violation	1,500.00
	Trophy animals	
	Deer, antelope	2,000.00
	Elk	5,000.00
	Goat, sheep, moose, caribou	10,000.00

36-1402(d)(e)	Hunt, fish or trap or purchase a license while such privileges are revoked	
	Idaho resident	500.00
	Nonresident	1,000.00
36-1603	Hunting in violation of no trespass signs	200.00
18-3312	Injuring another by careless handling of and discharge of firearms	300.00

(6) OUTFITTER AND GUIDE OFFENSES:

36-2104	Outfitting without a license	
	Idaho resident	200.00
	Nonresident	500.00
36-2104	Guiding without a license	
	Idaho resident	200.00
	Nonresident	500.00
36-2113(a)(8)	Willfully operating as an outfitter in any area or for any activity for which he is not licensed	
	Idaho resident	200.00
	Nonresident	500.00
36-2113(a)(9)	Employment of an unlicensed guide by an outfitter	
	Idaho resident	200.00
	Nonresident	500.00

(7) OTHER MISDEMEANOR OFFENSES:

18-705	Resisting or obstructing an officer	300.00
18-6409	Disturbing the peace	221.00
18-6410	Assemble to disturb peace	221.00
23-615	Sale of liquor to underage person, etc.	275.00
23-603	Furnishing alcohol to a minor	275.00
25-221	Bringing in livestock without a health certificate	
	First animal in violation	239.00
	Each additional animal in violation	75.00
	(maximum of $500.00)	
25-214A	Failing to stop at port of entry or checking station while transporting livestock. First animal in violation	239.00
	Each additional animal in violation	75.00
	(maximum of $500.00)	
18-3908	Flooding the highway	166.00

18-7906	Stalking	No bond until court appearance
18-918	Domestic assault or battery.	No bond until court appearance
39-6312	Violation of protection order in domestic violence	No bond until court appearance
18-920	Violation of a no contact order	No bond until court appearance
67-7114	Operating snowmobile or all-terrain vehicle while under the influence	
	Idaho Resident	500.00
	Nonresident	2,000.00

(c) **Method of posting bond.** The bail bond required above under subsection (b)of this rule, or any other bail bond set by a judge, may be posted, and a receipt given therefore indicating thereon the time and place for appearance by the defendant, in any of the following manners:

(1) **Cash bail bond.** By depositing an amount in cash equal to the bail bond.

(2) **Checks and money orders.** By depositing a cashier's check, money order, or a personal check payable to the clerk of the court under such procedures as shall be established by the administrative district judge or where acceptance of the personal check has been approved by a magistrate or district judge.

(3) **Surety bail bond.** By depositing, in lieu of cash, a bond or bond certificate which guarantees payment of the amount of the bail bond in the event the person charged fails to appear when required by the court. A fidelity, surety, guaranty, title or trust company authorized to do business in the state of Idaho and authorized to become and be accepted as sole surety on undertakings and bonds may execute the written undertakings provided for in these rules, which may be accepted by the person receiving the bond without prior approval by a judge unless otherwise ordered by the administrative judge of the judicial district.

(4) **Property bail bond.** By depositing a property bail bond of property owners for the amount of bail, as provided by law. (This method may be used only if a magistrate approves and accepts the bond.)

(d) **Bail for violation of municipal or county ordinances.** Bail for the above described offenses defined by municipal or county ordinances which are similar to those described in this rule shall be in the same amounts as provided above.

5. That Misdemeanor Criminal Rule 14 be, and the same is hereby, amended to read as follows:

Rule 14. Disposition of citations by written plea of guilty – Limitations – Deferred payment agreements.

(a) **Written Plea of Guilty**. Subject to the limitations of subsection (b) of this rule, any person charged with a misdemeanor by a uniform citation or complaint may sign a written plea of guilty on the citation and pay the fine and court costs. The amount of the fine and court costs to be assessed for an offense under a written plea of guilty shall be the bail bond amount provided in Rule 13. Upon the entry of a written plea of guilty under this rule, the clerk shall enter a judgment of conviction and shall collect the payment of the fine and court costs or enter into a

deferred payment agreement with the defendant as provided in Rule 8. If a defendant appears before a judge or magistrate, or if a judge or magistrate reviews the file of a defendant and finds that summary disposition under this rule is not appropriate, in either event the summary disposition under this Rule 14(a) shall not apply and the Court shall make disposition of the case.

(b) **Limitation on offenses for written plea of guilty**. A written plea of guilty can be accepted under subsection (a) of this rule only if the required bail bond under Rule 13 does not exceed:

(1) ~~$256.00~~ 271.00 for a motor vehicle offense.

(2) ~~$562.00~~ 577.00 for offenses under I.C. Sections 49-432, 49-432(2)(a), 49-432(2)(b) and 63-2441.

(3) ~~$4,083.50~~ 4098.50 for offenses under I.C. Sections 49-1001, 49-1002, 49-1004, and 49-1005; ~~$401.00~~ 416.00 for violations of I.C. Sections 49-1427, and Rules under I.C. Section 67-2901A and ~~$256.00~~ 271.00 for the other offenses listed under Rule 13(b)(3).

(4) ~~$171.00~~ 186.00 for any fish or game offense, except those where the citation indicates the offense requires suspension of a license or payment of a civil penalty.

(5) ~~$256.00~~ 271.00 for any other offense.

IT IS FURTHER ORDERED, that this order and these amendments shall be effective the 1st day of July, 2012.

IT IS FURTHER ORDERED, that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Misdemeanor Criminal Rules.

IT IS FURTHER ORDERED, that the Clerk of the Court shall cause notice of this Order to be published in one issue of *The Advocate.*

DATED this 27th day of April, 2012.

By Order of the Supreme Court

Jim Jones, Justice

ATTEST: Stephen Kenyon
Clerk

I, Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the Order entered in the above entitled cause and now on record in my office.
WITNESS my hand and the Seal of this Court 4/27/12

STEPHEN W. KENYON
Clerk

By: Deputy

(Effective July 1, 2012)

APPENDIX "A"

FILING FEE SCHEDULE - DISTRICT COURT AND MAGISTRATE DIVISION

DISTRICT COURT FILING FEES

COMMENCING A CIVIL ACTION

A civil action is commenced by filing a complaint, petition, application, or other document that begins a new civil lawsuit. A civil action is commenced if the clerk opens a new case file rather than filing the document in an existing case file. Whether a filing fee is charged does not depend upon the title or name of the document filed, but upon whether it commences a new case.

In a civil lawsuit, a party usually seeks to obtain an order or judgment from the court against another party. However, there are some times when a clerk will have to file a document, such as registering a trust, when it will not commence a lawsuit. In such instances, no filing fee will be charged.

Only one filing fee is charged even if the complaint, petition, or application includes two or more separate claims for relief. If the claims would have differing filing fees if they were filed as separate actions, then the appropriate fee is whichever is higher; for example, if one action was filed to have a marriage annulled or, if that were denied, to obtain a divorce, the appropriate filing fee would be the fee for filing a divorce action because it is higher than the filing fee for an annulment. Likewise, if one action was filed to compromise a minor's claim and to appoint a conservator, the appropriate filing fee would be for the appointment of a conservator.

The fee for opening any civil case not found on this schedule is ~~$88.00~~ 96.00, and the correct filing fee code is "A".

APPEARING IN A CIVIL ACTION (Category I)

An appearance is the first document filed by a party (other than the plaintiff or petitioner) in an existing civil action, regardless of whether it is filed *pro se* or through counsel and regardless of the title of the document (e.g., "notice of appearance," "answer," "motion," or other title).

If a party acting *pro se* has already filed an appearance in an action and then an attorney later files a "notice of appearance" to appear on behalf of that party, the attorney's "notice of appearance" does not constitute an appearance for the purpose of assessing a filing fee because the party has already appeared in the action *pro se*.

Fee Category	Idaho Code Fund	Judges Retire. Fund	County Facility Fund	State	State/ Guard-ship Project Fund	County Dist. Ct. Fund	ISTARS Tech. Fund	Senior Mag. Judges Fund	Total
A. All initial civil case filings of any type not listed in categories B-H, including: 1. Adoptions 2. Adoption and Termination of parental rights 3. Termination of parental rights 4. Personal injury 5. Petition for formal probate 6. Application for informal probate 7. Name change 8. Permission to marry 9. Child Support (unless filed by DHW) 10. Habeas by prisoners 11. Paternity action 12. Unlawful detainer 13. Defacto custodian 14. Relief from firearm disability	10.00	26.00 ~~18.00~~	10.00	17.00		17.00	10.00	6.00	96.00 ~~88.00~~
B. 1. Divorce State portion includes additional $20 displaced homemaker fund and additional $20 domestic violence fund district court fund includes $5.00 taken from the State General Fund fee, which shall be separately identified and deposited in the District Court Fund, for establishing a uniform system of qualifying counselors in domestic violence cases. I.C. § 31-3201A(q) a. With minor children b. Without minor children	10.00	26.00 ~~18.00~~	10.00	52.00		23.00	10.00	6.00	137.00 ~~129.00~~
2. Motion to reopen or modify divorce a. With minor children b. Without minor children	10.00	26.00 ~~18.00~~	10.00	15.00		17.00		6.00	84.00 ~~76.00~~
3. Amended complaint to convert an action that was not one for divorce (e.g. separate maintenance) into an action for divorce ($1.00 for court clerk fees I.C. § 39-266 & $20 for the displaced homemaker account I.C. § 39-5009 & $20 domestic violence project, I.C. § 39-5213)				41.00					41.00
C. Small claims		26.00 ~~18.00~~	10.00			7.00		6.00	49.00 ~~41.00~~
D. Summary administration of small estates			10.00	17..00		17.00	10.00	6.00	60.00
E. Petition for release from common law lien						35.00			35.00
F. Petition for entry of judgment on worker's comp award	10.00	26.00 ~~18.00~~	10.00			9.00		6.00	61.00 ~~53.00~~

G. 1.Guardianships a. Initial Petition motion or appearance by any person on behalf of a minor. b. Initial Petition motion or appearance by any person on behalf of an incapacitated person.	10.00	26.00 ~~18.00~~	10.00	17.00	50.00	17.00	10.00	6.00	146.00 ~~138.00~~
2. Conservatorship a. Initial Petition motion or appearance by any person on behalf of a minor. b. Initial Petition motion or appearance by any person on behalf of an incapacitated person.	10.00	26.00 ~~18.00~~	10.00	17.00	50.00	17.00	10.00	6.00	146.00 ~~138.00~~
3. Joint petition for guardianship/ conservatorship or joint petition for receipt and acceptance of foreign guardianship a. where same party is guardian and conservator of a minor person b. where same party is guardian and conservator of incapacitated person	10.00	26.00 ~~18.00~~	10.00	17.00	50.00	17.00	10.00	6.00	146.00 ~~138.00~~
c. where different parties are petitioners for guardian and conservator of a minor d. where different parties are petitioners for guardian and conservator of incapacitated person (considered two filings)	20.00	52.00 ~~36.00~~	20.00	17.00	50.00	17.00	10.00	6.00	192.00 ~~176.00~~
4. Status reports guardianship					25.00				25.00
5. Intermediate or final account of conservator					41.00	9.00			50.00
6. Petition for distribution of estate in conservatorship				13.00	41.00	6.00		6.00	66.00
7. Inventories by conservator					41.00				41.00

H. Case filings with no fee 1. Cases brought under Ch. 3, Title 66, I.C. for commitment of mentally ill persons 2. Child Protective cases 3. Demand for bond before personal representative is appointed in probate 4. Petition for sterilization 5. Judicial consent for abortion petitions 6. Registration of trusts and renunciations 7. Petition to compromise minor's claim 8. Petition for civil protection order or to enforce foreign CPO pursuant to Ch. 63, Title 39, I.C. pleadings 9. Proceedings to suspend a license for non-payment of child support 10. Post-conviction act proceedings 11. Stipulation for entry of judgment 12. Filing of a custody decree from another state 13. BAC license suspension 14. Child support proceedings filed by DHW 15. Fugitive warrants 16. Court initiated contempt									No fee
I. The fees set out in Category I apply to the first document filed by a party <u>other than</u> the plaintiff or petitioner no matter what the document is entitled									
1. Initial Appearance by persons other than the plaintiff or petitioner	10.00	<u>26.00</u> ~~18.00~~		10.00		4.00	10.00	6.00	<u>66.00</u> ~~58.00~~
a. Motion for Permissive Intervention – Defacto custodian	10.00	<u>26.00</u> ~~18.00~~		10.00		4.00	10.00	6.00	<u>66.00</u> ~~58.00~~
2. Small Claims									No fee
3. Stipulation for entry of judgment									No fee
4. Any objection or motion filed in a guardianship or conservatorship by the minor or alleged incapacitated person									No fee
5. Appearing after judgment when the party has not previously appeared	10.00	<u>26.00</u> ~~18.00~~	10.00			9.00	10.00	6.00	<u>71.00</u> ~~63.00~~
J. Additional filings in probate and trusts: the following fees shall be collected from any person filing the following documents, whether or not the person has appeared previously: 1. Probate a. petition for distribution of estate				13.00		6.00		6.00	25.00
b. demand for notice						9.00			9.00
c. demand for bond after appointment of personal representative						9.00			9.00
d. intermediate or final accounting of personal rep						9.00			9.00

e. petition for approval of compromise				10.00		4.00			14.00
f. filing of copy of appointment of foreign personal representative				10.00		17.00			27.00
2. Trusts and Renunciations a. intermediate or final accounting of trustee						9.00			9.00
b. petition for final distribution of estate				13.00		6.00		6.00	25.00
K. Special Filings 1. Order granting change of venue (pay to new county).						9.00			9.00
2. Petition to reopen a case after no activity for one year	10.00	26.00 ~~18.00~~	10.00			9.00		6.00	61.00 ~~53.00~~
3. Third party complaint – This fee is *in addition* to any fee filed as a plaintiff initiating the case or as a defendant appearing in the case						8.00		6.00	14.00
4. Cross claim (defendant v. defendant or plaintiff v. plaintiff) This fee is in addition to any fee filed as a plaintiff to initiate the case or as a defendant appearing in the case						8.00		6.00	14.00
a. For divorce when the complaint did not allege a claim for divorce. The $41 fee is in addition to the fee for a general cross-claim. ($1 for court clerk fee, I.C. § 39-266 & $20 for displaced homemaker account, I.C. § 39-5009 & $20 domestic violence project, I.C. § 39-5213)				41.00		8.00		6.00	55.00
5. Counterclaim for divorce when the complaint did not allege a claim for divorce *($1.00 for court clerk fees I.C. § 39-266 & $20 for the displaced homemaker account I.C. § 39-5009 & $20 domestic violence project, I.C. § 39-5213)				41.00					41.00
6. Renewing a judgment						9.00			9.00
7. Filing a foreign judgment						7.00			7.00
L. Appeals									
1. Small claims Dept to magistrate	10.00	26.00 ~~18.00~~	10.00			9.00		6.00	61.00 ~~53.00~~
2. Magistrate Division to District court	10.00	26.00 ~~18.00~~	10.00			9.00		6.00	61.00 ~~53.00~~
3. Appeal or petition for judicial review or cross appeal or cross-petition from commission, board, or body to district court	10.00	26.00 ~~18.00~~	10.00	17.00		17.00	10.00	6.00	96.00 ~~88.00~~
a. Petition for judicial review of IDWR adjudication of water rights	10.00	26.00 ~~18.00~~	10.00	17.00		17.00	10.00	6.00	96.00 ~~88.00~~

4. Civil appeal or cross-appeal to Supreme Court (with exception of a. and b. below). The clerk of the district court shall collect the entire fee and remit the $86.00 fee to the Supreme Court with a certified copy of the notice of appeal. Rule 23(b), I.A.R. a. Post-Conviction b. Habeas Corpus	86.00 Sup. Ct.					9.00		6.00	101.00 No fee No fee