

SUMMARY STATEMENT

State v. Josette Marie Horton

Docket No. 45482

The State charged Josette Marie Horton with introduction of major contraband into a correctional facility, possession of methamphetamine, driving under the influence, attempted eluding, and possession of drug paraphernalia. Horton filed a motion to suppress evidence, which the district court denied. Horton entered a guilty plea to felony introduction of major contraband and felony possession of a controlled substance, reserving her right to appeal the denial of her motion to suppress. On appeal, Horton argued that Idaho's statutes pertaining to vehicle registration, Idaho Code §§ 49-430 and 49-456, only applied to vehicles registered in the state of Idaho, and therefore the fact that her Washington registration was expired did not provide reasonable suspicion to stop her vehicle. The Court of Appeals held that based on the plain language of the statutes and the statutory scheme of Title 49, it is clear that Idaho law required both in-state and out-of-state vehicles to have current registration while operating on Idaho highways.