



## **I.C.R. 41.1. Reclaiming Exhibits - Documents or Property.**

### **Idaho Criminal Rule 41.1. Reclaiming Exhibits, Documents or Property**

**(a) Items to be Reclaimed.** At any time after a criminal action begins, any interested party or person may apply to the trial court for an order permitting the party or person to reclaim:

- (1) exhibits offered or admitted in evidence;
- (2) documents or property displayed or considered in connection with the action; or
- (3) any property in the possession of any department, agency or official who is holding the property in connection with the trial of the criminal action.

**(b) Conditions and Circumstances.** The trial court may grant the motion on any conditions and under any circumstances it deems appropriate, including but not limited to:

- (1) the substitution of a copy, photograph, drawing, facsimile, or other reproduction of the original exhibit, document or property; or
- (2) the posting of a bond that the exhibit, document or property will be returned to the court if the court later orders its return in connection with the criminal action.

([Adopted February 22, 2017, effective July 1, 2017](#) [1].)

**Source URL:** <https://isc.idaho.gov/icr41-1>

#### **Links**

[1] <https://isc.idaho.gov/./rules/ICR/ICR-38-44.1-Adoption-Newly-Formatted-ICR-022217.pdf>