

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF)
MISDEMEANOR CRIMINAL) ORDER
RULES 9.4 and 13(b))
_____)

The Court has reviewed HB 599 of the 2018 legislative session that was signed into law effective July 1, 2018, and the resulting recommendation to amend the Misdemeanor Criminal Rules, as well as a recommendation to update Rule 9.4. Having fully considered the recommendation,

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

1. That Misdemeanor Criminal Rule 9.4 is amended as follows:

References to verifying Idaho criminal history through the "Idaho Supreme Court Data Repository", in the DUI Evaluation Reporting Form found in Idaho Misdemeanor Criminal Rule 9.4 (b), are changed to the "Idaho Supreme Court iCourt Portal."

2. That Misdemeanor Criminal Rule 13(b) is amended as follows:

Rule 13. Bail Schedules.

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

(2) LICENSES, REGISTRATION AND INSURANCE OFFENSES:

(A) Insurance Offenses

49-301 No license or invalid license, Class A, B or C license
or 3rd offense within 5 years of first offense Class D license

\$226.00 500.00

18-8001 Driving without privileges (Unless suspension pursuant to I.C. §§ 18-1502, 49-326(1)(g), 49-1204, 49-1207)

(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~~

3. That Misdemeanor Criminal Rule 14(b) is amended as follows:

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

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) \$276.00 for a motor vehicle offense.

(2) \$500.00 for an offense under I.C. Section 49-301.

(2 3) \$582.00 for offenses under I.C. Sections 49-432, 49-432(2)(a), 49-432(2)(b) and 63-2455.

(3 4) \$4,103.50 for offenses under I.C. Sections 49-1001, 49-1002, 49-1004, and 49-1005; \$421.00 for violations of I.C. Sections 49-1427, and Rules under I.C. Section 67-2901A and \$276.00 for the other offenses listed under Rule 13(b)(3).

(4 5) \$191.00 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 6) \$276.00 for any other offense.

IT IS FURTHER ORDERED, that this order and these amendments shall be effective July1, 2018.

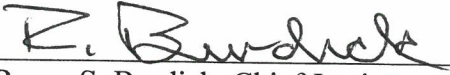
IT IS FURTHER ORDERED, that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER

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 25 day of April, 2018.

By Order of the Supreme Court


Roger S. Burdick, Chief Justice

ATTEST:


Clerk

I, Karel A. Lehrman, Clerk of the Supreme Court/
Court of Appeals 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 April 25, 2018
Karel A. Lehrman, Clerk

By  Deputy