

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
 THE STATE OF IDAHO, IN AND FOR THE COUNTIES OF
 ADAMS, CANYON, GEM, OWYHEE, PAYETTE AND WASHINGTON

F I L E D
 11:57 A.M. MAR 08 2007 P.M.
 CANYON COUNTY CLERK
 H. OLVERA, DEPUTY

In the Matter of Procedures for the) Administrative
 Processing of Misdemeanor Citations) Order
 and Arraignments) 2007-2

WHEREAS, the burgeoning population in this judicial district has resulted in a significant increase in misdemeanor case filings; and

WHEREAS, this increase in filings has resulted in long waits and overcrowded courtrooms; and

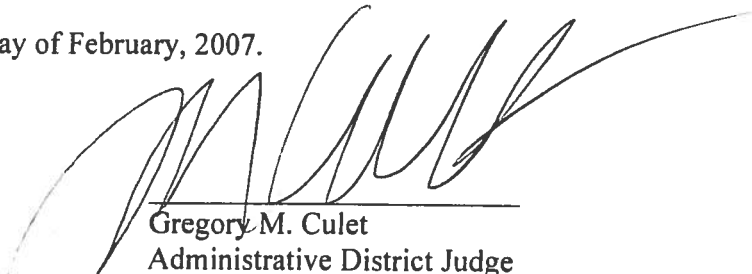
WHEREAS, the Misdemeanor Criminal Rules allow for deputy court clerks to handle the initial arraignments and accept payments for certain misdemeanor offenses pursuant to Rules 5, 6 and 14; and

WHEREAS, it would be to the benefit of the people of Canyon County and the Third Judicial District to implement a streamlined system for arraignment and payment in misdemeanor cases;

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The provisions of this order shall immediately apply to Canyon County only. Other counties in the Third Judicial District may adopt the same procedures at the option of the local magistrate judge(s); and
2. All misdemeanor citations issued after February 22, 2007 within Canyon County by any law enforcement agency will allow the defendant a fourteen (14) day window of time within which to appear; and
3. All defendants will make their first appearance before a deputy clerk who will provide the defendant with a charge-specific rights form and a written plea form. An indigent application will be provided to individuals who state a desire to be represented by counsel and who cannot afford to hire an attorney; and
4. If the defendant enters a written plea of guilty, the case will be set for a sentencing date unless the charge is an offense payable at the counter; and
5. If the defendant enters a plea of not guilty, the case will be referred to the court's staff for trial setting; and
6. The Court Operations Officer, in coordination with the magistrate secretaries and the magistrate judges will establish details of the process; and
7. The offenses on Attachment A to this order may be paid at the clerk's office, or the defendant may appear before a judge if he or she so desires; and
8. The list of payable offenses may in the future be expanded as is in the interest of justice.

BE IT SO ORDERED this 9th day of February, 2007.


 Gregory M. Culet
 Administrative District Judge
 Third Judicial District

PAYABLE OFFENSES

| STATUTE | DESCRIPTION | AMOUNT | COMMENTS |
|----------------|---|----------|---|
| | Public Intoxication, Pedestrian Under the Influence | \$150.00 | |
| I18-3906 | Littering Roadway from Vehicle | \$125.00 | |
| I19-3901(A) | Failure to Appear | \$200.00 | On Payable Offense Only |
| I23-505 | Alcohol Bev-Unlawful Transport/Open Container Vio | \$172.50 | |
| I23-505(1) | Alcohol Bev-Unlawful Transport/Open Container Vio | \$172.50 | |
| I23-505(2) {M} | Alcohol Bev-Consume/Poss Open Container (Driver) | \$172.50 | |
| I36-1201(c) | License-Fail To Carry On Person/Exhibit On Request | \$150.00 | Dismiss if shows proof of any valid license |
| I36-409(d) | Game Tags-Fail To Validate Or Attach To Carcass | \$132.50 | |
| I39-5703 | Tobacco-Possession,Distribution,Use By Minor Vio | \$122.50 | |
| I49-1210 | Registering vehicle w/o Insurance Certificate | \$182.00 | |
| I49-1419 | Failure to Obey Traffic Officer | \$132.00 | |
| I49-1421 | Using Emergency Crossover | \$172.50 | |
| I49-1801 | Abandoning Vehicle | \$107.00 | |
| I49-18-6409 | Barking Dog (dist peace) Dog at Large | \$150.00 | |
| I49-301(1) | Drivers License- Fail To Purchase/ Invalid | \$132.00 | Only first offense |
| I49-316 | Drivers License-Fail To Carry On Person | \$ 77.00 | Dismiss if shows proof of any valid license |
| I49-331(1) | Drivers Lic-Poss Mutilated, Altered, Revoked Etc | \$122.50 | |
| I49-331(4) | Drivers License-Fail To Surrender After Suspended | \$182.00 | |
| I49-519(1) | Title-Operate Veh Without Title | \$182.00 | |
| I49-519(2) | Title-Operate Veh With Cancelled Title | \$182.00 | |
| CCO-3-5-25 | 31-714 Canines-Public Nuisance | \$150.00 | |
| CCO-3-5-25(3) | 31-714 Canines-Disturb the Peace | \$150.00 | |
| MCC-8-3-25(4) | 50-302 Dogs-Disturb Peace | \$150.00 | |
| MCC-8-7-3 | 50-302 Possession of Open Container | \$172.50 | |
| MMI-8-4-2 | 50-302 Abandoned Vehicle Within City Limits | \$150.00 | |
| MMI-10-1-6 | 50-302 Disorderly Conduct | \$150.00 | |
| MMI-10-1-6(G) | 50-302 Disorderly Conduct-Public Intoxication | \$150.00 | |
| MMI-10-2-10 | 50-302 Dogs at Large | \$150.00 | |
| MMI-10-2-16 | 50-302 Dogs Disturb Peace | \$150.00 | |
| MMI-10-2-17(A) | 50-302 Dogs-Nuisance-At Large or Without License | \$150.00 | |
| MNA-601-1(G) | 50-302 Disorderly Conduct/Loiter in a School | \$150.00 | |
| MNA-6-1-1 | 50-302 Disorderly Conduct | \$150.00 | |

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|---------------|---|----------|--|
| MNA-6-1-1(B) | 50-302 Disorderly Conduct/Beg-Solicit in Public | \$150.00 | |
| MNA-6-1-1(C) | 50-302 Disorderly Conduct/Loitering in Public | \$150.00 | |
| MNA-6-1-1(E) | 50-302 Disorderly Conduct/Trespass | \$150.00 | |
| MNA-6-1-1(F) | 50-302 Disorderly Conduct/Private Property | \$150.00 | |
| MNA-6-1-1 | Disorderly Conduct | \$150.00 | |
| | | | |
| MNA-6-1-3 | 50-302 Open Container | \$172.50 | |
| MNA-6-2-22(a) | 50-302 Nuisance-Excessive,CD/Untimely Barking/Noise | \$150.00 | |
| MNA-7-1-5 | Driving-Short Cut Using Private Driveway | \$100.00 | |
| MNA-7-1-5 | 50-302 Driving-Short Cut Using Private Driveway | \$100.00 | |
| MPA-9-2A-5 | 50-302 Dog Disturb Peace | \$150.00 | |
| MWI-280 | 50-302 Open Container | \$172.50 | |