

**FILED**  
A.M. *ZW* P.M.

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT  
OF THE STATE OF IDAHO

APR 13 2021

CANYON COUNTY CLERK  
R BULL, DEPUTY

Re: Pretrial Release Program )  
Functions )  
\_\_\_\_\_ )

ADMINISTRATIVE ORDER  
2021 – 11

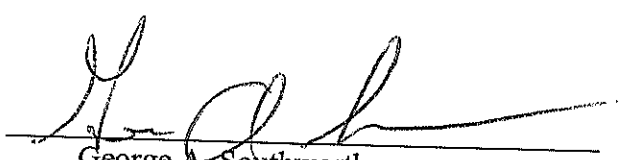
**WHEREAS**, Idaho Code section 31-880, effective July 1, 2019, authorizes, but does not obligate, the board of commissioners in any Idaho county to “establish a supervised pretrial release program to perform those functions as prescribed by the administrative judge” in each judicial district; and,

**WHEREAS**, pursuant to Idaho Code section 31-880, a county that establishes a supervised pretrial release program “shall not be obligated to provide supervised pretrial release services beyond the funds generated by the fees collected pursuant to the provisions of 31-3201J, Idaho Code, and any additional funds that may be annually appropriated by the board of county commissioners; it is,

**ORDERED** that any county-operated pretrial release program in the Third Judicial District shall, to the extent the program’s resources permit, shall implement practices, consistent with the best practices in the area of pretrial release supervision, to ensure: 1. The defendant’s attendance at scheduled court proceedings; and 2. That the defendant complies with any conditions of release set by the presiding judge; and 3. That the presiding judge receives notice of any violation of such conditions of release by the defendant; and it is further,

**ORDERED** that, pursuant to Idaho Code section 31-3201J, any person under a supervised pretrial release program may be required to pay an amount not more than the maximum monthly misdemeanor probation supervision fee or such lesser sum as determined by the administrative judge for the Third Judicial District and set forth in a separate order. However, a defendant shall not be required to pay the pretrial supervision fee until after a judgment of conviction or withheld judgment.

Dated: April 13, 2021.

  
George A. Southworth  
Administrative District Judge

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