

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

IN RE: NOTICE OF APPLICATION OF)
IDAHO JUVENILE CORRECTIONS) Administrative Order 2018-04
ACT IN BANNOCK COUNTY)

WHEREAS, Idaho Code section 20-505(4) provides the court with the discretion to apply the Idaho Juvenile Corrections Act to juvenile violators of beer, wine or other alcohol or tobacco laws when the juvenile violator was under the age of eighteen (18) years at the time of the violation; and

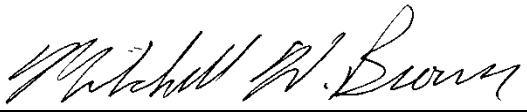
WHEREAS, Idaho Code section 20-505(6) provides the court with the discretion to apply the Idaho Juvenile Corrections Act to juvenile violators of traffic, watercraft, fish and game, failure to obey a misdemeanor citation and criminal contempt laws when the juvenile violator was under the age of eighteen (18) years at the time of the violation; and

WHEREAS, Idaho Juvenile Rule 27 provides the court with the discretion to transfer to juvenile court and treat under the provisions of the Idaho Juvenile Corrections Act misdemeanor citations naming a defendant who was under the age of eighteen (18) years at the time of the alleged violation; and

WHEREAS, the Honorable Bryan K. Murray has the special assignment under Sixth Judicial District Local Rules to hear all cases in Bannock County involving Idaho Juvenile Corrections Act and any drug, alcohol and misdemeanor charges for youth under age eighteen (18).

IT IS HEREBY ORDERED that all interested persons take notice that the Honorable Bryan K. Murray, having been consulted, has advised that he will exercise the discretion granted pursuant to Idaho Code sections 20-505(4) and 20-505(6) and Idaho Juvenile Rule 27 in such a manner that the Idaho Juvenile Corrections Act will be applied to these violators and all misdemeanor citations issued to juveniles in Bannock County will be treated as a juvenile petition under the Idaho Juvenile Corrections Act, with the juvenile and parent(s) to appear on the assigned arraignment date. This general pronouncement recognizes the authority and discretion of Judge Murray, in a specific case, if he believes the same to be warranted to depart from this process and proceed outside of the Juvenile Corrections Act.

DATED this 30th day of July, 2018.



MITCHELL W. BROWN
Administrative District Judge
Sixth Judicial District

Copies:

All Judges in the Sixth Judicial District
Bannock County Prosecutor
Bannock County Public Defender
Sara Thomas, Administrative Director of the Courts
Kerry Hong, Trial Court Administrator