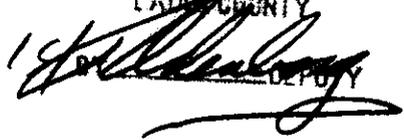


CASE NO 92-4

92 APR 27 AM 10:09

CLERK OF DISTRICT COURT
LATAH COUNTY



**IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTIES OF
LATAH, CLEARWATER, LEWIS, IDAHO AND NEZ PERCE**

IN THE MATTER OF THE APPOINTMENT)
OF REGION II FISH AND GAME)
CONSERVATION OFFICERS TO RECEIVE)
CASH DEPOSITS AS BAIL)

ADMINISTRATIVE ORDER 92-4

Pursuant to Rule 12 and 13, Misdemeanor Criminal Rules, it is hereby **ORDERED** that, effective immediately, all Region II Idaho Fish and Game Conservation Officers are authorized to accept cash deposits as bail for all fish and game offenses set forth in Rule 13(5), Misdemeanor Criminal Rules, and all outfitter and guide offenses as set forth in Rule 13(6), Misdemeanor Criminal Rules, copies of which subsections are attached to this Order. The amount of cash deposits as bail shall be as set forth for each particular offense described in said subsections of Rule 13, or as may hereafter be set forth in amendments to said subsections.

It is further **ORDERED** that such cash deposits as bail may be received at any office of the Idaho Fish and Game Department, as well as at any appropriate court.

It is further **ORDERED** that such cash deposits may be received by any such fish and game conservation officer at the place of issuance of any citation when, in good faith, such officer believes that extreme circumstances or the remoteness of the place of

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issuance of a citation justifies the receipt of the cash deposit at the place of issuance of the citation.

In accordance with Rule 12(b), Misdemeanor Criminal Rules, an adequate record shall be kept of the deposits paid and shall be transmitted by the conservation officer receiving the same as provided in Rule 12(b), Misdemeanor Criminal Rules.

This order supersedes any prior order authorizing any Region II Idaho Fish and Game Conservation Officers to accept cash deposits as bail.

DATED this 27th day of April, 1992.

JOHN H. BENGTON

John H. Bengtson
Administrative Judge

CERTIFICATE OF SERVICE

I do hereby certify that a full, true and correct copy of the foregoing ADMINISTRATIVE ORDER was mailed to:

HON. GEORGE R. REINHARDT, III
DISTRICT JUDGE
IDAHO COUNTY COURTHOUSE
GRANGEVILLE, ID 83530

HON. RON SCHILLING
DISTRICT JUDGE
P.O. BOX 896
LEWISTON, ID 83501

LINDA COPPLE TROUT
DISTRICT JUDGE
P.O. BOX 896
LEWISTON, ID 83501

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ALLAN MEDALEN
CLERK OF THE DISTRICT COURT
P.O. BOX 586
OROFINO, ID 83544

ROSE GEHRING
CLERK OF THE DISTRICT COURT
320 WEST MAIN
GRANGEVILLE, ID 83530

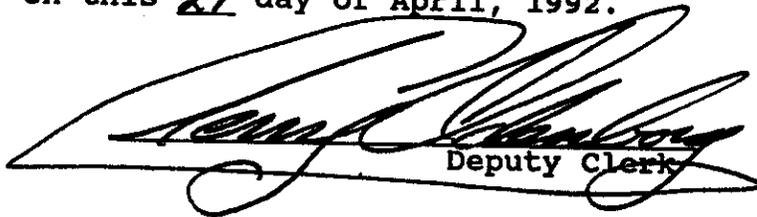
SUSAN PETERSEN
CLERK OF THE DISTRICT COURT
510 OAK STREET
MOSCOW, ID 83843

CATHY LARSON
CLERK OF THE DISTRICT COURT
510 OAK STRET
NEZPERCE, ID 83543

BETTY WILSEY
CLERK OF THE DISTRICT COURT
P.O. BOX 896
LEWISTON, ID 83501

DWIGHT KILGORE
REGIONAL CONSERVATION OFFICER
IDAHO FISH AND GAME
1540 WARNER AVENUE
LEWISTON, ID 83501

on this 27 day of April, 1992.


Deputy Clerk

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185	MISDEMEANOR CRIMINAL RULES	Rule 13
Idaho Code	Offense	Bail Bond
61-807	Specific violations:	
	Rule 23 — Failure to display IPUC number	65.00
	Rule 24 — Violation of vehicle leasing	80.00
	Rule 18 — Any dangerous & hazardous material violation	300.00
	Rule 19 — Safety violations Serious or hazardous material safety violations	300.00
	All other violations	75.00
	Rule 19 — Disqualified driver	300.00
61-811	Failure to pay IPUC fees:	
	—Common or contract carrier	80.00
	—Private carrier	50.00
61-814	Aiding and abetting in violation of IPUC Laws and Regulations	100.00

(4) WATER AND WATERCRAFT OFFENSES:

67-7002 and 67-7015	Failure to carry life preservers (IDAPA 26.66 Parks & Recreation)	65.00
67-7016	Grossly negligent operation of watercraft	300.00
67-7017	Negligent operation of watercraft	150.00
67-7024	Improper waterskiing	65.00
67-7025	Interfering with other watercraft	80.00
67-7026	Operating watercraft in restricted area	150.00
67-7033(3)	Operating watercraft while suspended	
	Idaho resident	500.00
	Nonresident	2,000.00
67-7034	Operating watercraft under the influence	
	Idaho resident	500.00
	Nonresident	2,000.00

(5) FISH AND GAME OFFENSES: The amount of bail for any alleged fish or game offense shall be the sum of \$50.00, except for certain specific violations which shall have bail in the following amounts:

(A) Big Game Violations:

36-401	Hunting big game without a valid license	
	Idaho Resident	100.00

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Rule 13	COURT RULES	186
Idaho Code	Offense	Bail Bond
	Nonresident	300.00
36-405(c)(2)(B)	Transfer of big game animal tag	100.00
36-405(c)(2)(B)	Use of big game animal tag belonging to another person	100.00
36-409	Failure to validate or attach own tag to big game animal:	
	Deer, antelope, bear and mountain lion	100.00
	Goat, elk, sheep, moose and caribou	200.00
36-502 and 36-1404	Possession of unlawfully taken big game (per animal)	
	Deer, antelope, bear and mountain lion	
	Idaho resident	200.00
	Nonresident	500.00
	Elk	
	Idaho resident	300.00
	Nonresident	1,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	300.00
	Nonresident	1,500.00
36-502	Possess or transport big game animal improperly tagged	
	Deer, antelope, black bear and mountain lion	100.00
	Goat, elk, sheep, moose and caribou	200.00
36-1101	Kill big game animals during closed season (per animal)	
	Deer, antelope, black bear and mountain lion	
	Idaho resident	200.00
	Nonresident	500.00
	Elk	
	Idaho resident	300.00
	Nonresident	1,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	300.00
	Nonresident	1,500.00
36-1101 and 36-1404	Exceed big game bag limit (per animal)	
	Deer, antelope, bear and mountain lion	
	Idaho resident	200.00

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187	MISDEMEANOR CRIMINAL RULES	Rule 13
Idaho Code	Offense	Bail Bond
	Nonresident	500.00
	Elk	
	Idaho resident	300.00
	Nonresident	1,000.00
	Goat, sheep, moose and caribou	
	Idaho resident	300.00
	Nonresident	1,500.00
36-1202	Waste of game animal	
	Idaho resident	300.00
	Nonresident	1,500.00
(B) Upland and Migratory Game Bird Violations:		
36-401	Hunting game birds without a valid license	
	Idaho resident	80.00
	Nonresident	200.00
36-502 and 36-1404	Possess unlawfully taken game birds	
	Turkey, whistling swan and trumpeter swan	
	Idaho resident	40.00 + 25.00/bird
	Nonresident	250.00
	All other species	40.00 + 25.00/bird
36-1101	Hunting game birds during closed season	80.00
36-1102	Hunt, take or possess migratory birds contrary to Federal regulations	
	Eagles and swans	300.00/bird
	Hawks, owls and falcons	100.00/bird
	Geese and ducks	40.00 + 25.00/bird
36-1202	Waste of game bird	
	Idaho resident	40.00 + 25.00/bird
	Nonresident	250.00
(C) Fishing Violations:		
36-401	Fishing without a valid license	
	Salmon, steelhead and sturgeon	150.00
	All other species	65.00
36-502 and 36-1404	Possess unlawfully taken fish	
	Salmon and steelhead	
	Idaho resident	100.00/fish

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Rule 13	COURT RULES	188
Idaho Code	Offense	Bail Bond
	Nonresident	200.00/fish
	Sturgeon	
	Idaho resident	100.00/fish
	Nonresident	500.00/fish
	All other species	40.00 + 10.00/fish
36-901 and 36-1404	Exceed bag or possession limit for fish	
	Salmon and steelhead	
	Idaho resident	100.00/fish
	Nonresident	200.00/fish
	Sturgeon	
	Idaho resident	100.00/fish
	Nonresident	500.00/fish
	All other species	40.00 + 10.00/fish
36-901	Fishing during closed season	
	Salmon, steelhead and sturgeon	150.00
	All other species	65.00
36-902(c)	Use of explosives, poisons, nets, traps, spears or seines to take fish	300.00
(D) Miscellaneous Violations:		
36-405(a)(3)(A)	Willfully make false statement on application for the purpose of obtaining wrong class license, tag or permit	500.00
36-405(c)(1)	Purchase or possess wrong class license, tag or permit	150.00
36-501	Unlawful purchase or sale of wildlife	300.00
36-902	Deposit destructive substances into waters	300.00
36-1101(e)	Hunting with artificial light	300.00
36-1402(c)	Hunt, fish or trap or purchase a license while such privileges are revoked	100.00
36-1603	Hunting in violation of no trespass signs	100.00
18-3312	Injuring another by careless handling of and discharge of firearms	300.00

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Idaho Code	Offense	Bail Bond
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(6) OUTFITTER AND GUIDE OFFENSES:

36-2104	Outfitting without a license	
	Idaho resident	150.00
	Nonresident	500.00
36-2104	Guiding without a license	
	Idaho resident	150.00
	Nonresident	500.00
36-2113(a)(8)	Willfully operating as an outfitter in any area or for any activity for which he is not licensed	
	Idaho resident	150.00
	Nonresident	500.00
36-2113(a)(9)	Employment of an unlicensed guide by an outfitter	
	Idaho resident	150.00
	Nonresident	500.00

(7) OTHER MISDEMEANOR OFFENSES:

18-705	Resisting or obstructing an officer	300.00
18-6409	Disturbing the peace	100.00
18-6410	Assemble to disturb peace	100.00
23-929	Sale of liquor to under age, etc.	100.00
23-1023	Procuring beer for minor	100.00
18-3908	Flooding the highway	35.00

(c) Method of posting bond. The bail bond required above under subsection (b) of this rule, or any other bail bond set by a judge, may be posted, and a receipt given therefor indicating thereon the time and place for appearance by the defendant, in any of the following manners:

(1) Cash bail bond. By depositing an amount in cash equal to the bail bond.

(2) Checks and money orders. By depositing a cashier's check, money order, or a personal check payable to the clerk of the court under such procedures as shall be established by the administrative district judge or where acceptance of the personal check has been approved by a magistrate or district judge.

(3) Surety bail bond. By depositing, in lieu of cash, a bond or bond certificate which guarantees payment of the amount of the bail bond in the event the person charged fails to appear when required by the court. A fidelity, surety, guaranty, title or trust company authorized to do business in the state of Idaho and authorized to become and be accepted as sole surety on undertakings and bonds may execute the written undertakings provided for in these rules, which may be accepted by the person receiving the bond without prior approval by a judge unless otherwise ordered by the administrative judge of the judicial district.

I certify that I have legal custody of the original of the above record and I certify that the above is a true and correct copy of that record. I further certify that I have a seal of office and that seal is affixed hereto.

Dated this 27 Day of April

19 92
J. Peterson by [Signature]
Clerk of District Court, Deputy
Latah County, Idaho

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