In the Supreme Court of the State of Idaho

IN RE: MEDIATION OF MISDEMEANOR CRIMINAL CASES

AMENDED ORDER
OCTOBER 8, 2020

As a result of the reduction in court services caused by the COVID-19 virus, this Court finds it is desirable to permit the trial courts to require the mediation of misdemeanor criminal cases, and

On June 11, 2020, this Court suspended the 12 hour training requirement for criminal mediators, as set forth in Idaho Criminal Rule 18.1(c), and

NOW, THEREFORE, IT IS ORDERED that, for misdemeanor cases only, the second sentence of Idaho Criminal Rule 18.1, which states "[p]articipation in mediation is voluntary and will take place only on agreement of the parties," is hereby suspended, and

IT IS FURTHER ORDERED that, for misdemeanor cases only, a court may order the parties to participate in mediation pursuant to Idaho Criminal Rule 18.1, and if so ordered, the parties must make reasonable efforts and exercise good faith during the mediation, and

IT IS FURTHER ORDERED that this Amended Order replaces this Court's July 30, 2020, Order "In re: Mediation of Misdemeanor Criminal Cases," and

IT IS FURTHER ORDERED that this Amended Order shall be effective immediately, and shall remain in effect until further order of this Court.

DATED this 8 day of October, 2020.

By Order of the Supreme Court

Roger Burdick
Roger S. Burdick, Chief Justice

ATTEST:

Clerk