I.C.A.R. 44. Nonjudicial Days.

Idaho Court Administrative Rule 44. Nonjudicial Days. --

(a) Nonjudicial Days Enumerated -- The nonjudicial days for the state of Idaho are as follows:

(1) Every Sunday;

(2) January 1 (New Year's Day);

(3) July 4 (Independence Day);

(4) November 11 (Veteran's Day);

(5) December 25 (Christmas Day);

(6) Third Monday in January (Martin Luther King, Jr. - Idaho Human Rights Day

(7) Third Monday in February (Washington's Birthday);

(8) Last Monday in May (Decoration Day);

(9) First Monday in Spetember (Labor Day);

(10) Second Monday in October (Columbus Day);

(11) Fourth Thursday in November (Thanksgiving Day);

(12) First Tuesday after the First Monday in November of everyeven numbered year (General Election Day);

(13) Everyday appointed by the President of the United Statesor the Governor of the state of Idaho for a public fast,thanksgiving or holiday.

Provided, if a nonjudicial day falls on Saturday, it will be celebrated on the preceding Friday, or if it falls on Sunday, it will be celebrated on the succeeding Monday.

(b) Judicial Action on Nonjudicial Days. On nonjudicial days the Idaho Courts shall not conduct judicial business and do not have to attend their courts except they may:

(1) Give upon request, instructions to a jury when deliberating on a verdict;

(2) Receive a verdict or discharge a jury;

(3) Issue injunctions and writs of prohibition;

(4) Hear proceedings to recover personal property;

(5) Issue a Warrant of Arrest or Search Warrant;

(6) Arraign a defendant as required by law;

(7) Set or modify bail of a defendant;

(8) Issue an order in a domestic violence matter;

(9) Issue any emergency order in any civil or criminal case in the discretion of the district judge or magistrate.

Provided, the office of the clerk of the court shall be open to conduct business on a general election day.

(Amended October 16, 1997.)

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