

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

* * *

RE: OPERATION OF VIDEO, AUDIO, OR
PHOTOGRAPHIC EQUIPMENT AT THE
ADA COUNTY COURTHOUSE, ANNEXES
OR COURT FACILITIES

ADMINISTRATIVE ORDER

NO. 21-05-21-1

(REPLACING ORDER NO. 21-05-20)

The use or possession of video, audio, and photographic equipment¹ to cover, broadcast, or record court proceedings is permitted inside Ada County Courthouse courtrooms or other rooms where court proceedings are being held only with the prior written approval of the presiding judge in the particular proceeding sought to be recorded.

This approval can be requested by filing a written request, in the form reflected in Attachment A to this order. Prior to requesting such permission, the requesting person must read and agree to follow Idaho Court Administrative Rule 45: <https://isc.idaho.gov/icar45>.

The use or possession of video, audio, and photographic equipment to cover, photograph, broadcast, or record the clerk front counter area on the first floor; in courtrooms not in session; in hallways, stairwells or elevators or any other common area, or in any non-public area controlled by or affiliated with the court; and in any location on the second, fourth or fifth floors other than inside a courtroom that is in session,² is

¹This includes any camera, body cam, gopro, or any other type of device or equipment that can be used to photograph or record and these devices will not be allowed into a courthouse or court facility without permission outlined in this Order; but this Order does not prohibit entering with a cell phone, so long as the cell phone is not being used to photograph, video, broadcast or record.

² Recording, filming or broadcasting in a courtroom while in session is subject to the restrictions contained in the first paragraph of this Order.

prohibited without prior written approval of the Administrative District Judge or his/her designee. All requests for permission to film, broadcast or record in such locations must be submitted in advance to the Trial Court Administrator, using the form reflected in Attachment B, or other form as may be obtained from the Trial Court Administrator.

Written permission to record on the first floor lobby must be first obtained from the Ada County Sheriff lead courthouse security officer or the Administrative District Judge or their designee who will determine whether such proposed recording or photography would be disruptive to court proceedings or the business of the agencies in the courthouse; would presents concerns with the security and safety of the courthouse or persons therein; or otherwise should not be permitted for good reason. All requests for permission to film, broadcast or record in the first-floor lobby must be submitted in advance to the Trial Court Administrator, in the form reflected in Attachment B, or other form as may be obtained from the Trial Court Administrator.

Persons seeking to operate video, audio, or photographic equipment in an office or other space in the courthouse that is not controlled by or affiliated with the court or being used for court proceedings, other than the first floor lobby area of the courthouse, must obtain written permission from the elected official(s) or agencies controlling that space, prior to being allowed to bring the recording equipment into the building and prior to operating broadcast, video, audio, or photographic equipment in that space.

No one operating video, audio, or photographic equipment anywhere within or on the grounds of the Ada County Courthouse or on Court annexes or remote sites, is permitted to record courthouse employees, court staff or personnel, juveniles involved in court proceedings, or victims in a criminal case, without the express consent of those individuals. Further, no person who is wearing a "juror badge" (or who the

photographer/videographer knows or should know to be a juror) may be photographed, recorded or videoed anywhere within or on the grounds of the Ada County Courthouse or its annexes or remote sites or on any courthouse property without the express written consent of the juror and the presiding judge in the case on which the juror is serving.


Exempt from the prohibitions in this Order are cameras and equipment utilized by the Ada County Sherriff for security purposes and on-duty security officer assigned to court security. Further, any other law enforcement officer attending court in their official capacity, may bring in to the courthouse, or court annex or remote court site, their issued body worn camera and may record if responding to an incident in or at the courthouse or court annex or remote court site.

Any person violating the terms of this order may be removed and any recordings or images violating the order may be seized and/or deleted and/or the person may be charged with contempt pursuant to Idaho Code § 18-1801, and/or trespass pursuant to Idaho Code § 18-7008, and/or such other charge(s) as may be appropriate, and may be imprisoned and/or fined. See *also* Title 7, Chapter 6, Idaho Code; I.R.C.P. 75; I.C.R. 42.

This Order replaces Administrative Order No.21-05-20, and Administrative Order No. 18-12-07-01 is hereby superseded.

IT IS SO ORDERED.

Dated this 21st day of May 2021.



HONORABLE STEVEN J. HIPPLER
Administrative District Judge

cc: All Judges
Sandra Barrios, Trial Court Administrator, Fourth Judicial District
Phil McGrane, Ada County Clerk of Court
Jared Watson, Ada County Sheriff's Office Chief of Security
Robert Reisig, Administrative Staff Attorney

RE: OPERATION OF VIDEO, AUDIO, OR PHOTOGRAPHIC EQUIPMENT AT THE ADA COUNTY COURTHOUSE, ANNEXES, OR COURT FACILITIES - PAGE 3

Attachment A

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

_____,
Plaintiff(s),
v.
_____,
Defendant(s)

Case No. _____

REQUEST TO OBTAIN APPROVAL OF
PRESIDING JUDGE TO VIDEO/AUDIO
RECORD, BROADCAST, OR
PHOTOGRAPH A COURT
PROCEEDING

I request approval to:

video/audio record broadcast photograph the following:

Presiding Judge _____

Case No. _____

Date: _____

Time: _____

Location: _____

I have read Idaho Court Administrative Rule 45 and Administrative Order No. _____, and will comply with all aspects of them and I will also make certain that all persons from my organization participating in video or audio recording or broadcasting or photographing of the court proceedings have read Idaho Court Administrative Rule 45 and Administrative Order No. _____, and will follow them in all respects.

Name _____

Address, Phone Number _____

Name of Organization (if applicable) _____

Organization's Address, Phone Number _____

Signature and Date _____

Request Approved By: _____

Attachment B

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

REQUEST TO OBTAIN APPROVAL OF
ADMINISTRATIVE DISTRICT JUDGE
TO VIDEO/AUDIO RECORD,
BROADCAST, OR PHOTOGRAPH
OUTSIDE OF A COURTROOM

I request approval to:

video/audio record broadcast photograph the following:

Date: _____

Time: _____

Location: _____

Purpose: _____

Requested By:

Name: _____

Address, Phone Number: _____

Name of Organization (if applicable) _____

Organization's Address, Phone Number _____

Signature and Date: _____

Request Approved By: _____