The attached are Primary Source Documents of the Idaho Board of Nursing for:

ELIZABETH SKIPPER
PN-13951

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
Elizabeth Skipper
669 Tyra Drive
Idaho Falls ID 83401

Dear Ms. Skipper:

During their meeting on July 24-25, 2008, the Board of Nursing members took action to accept the Stipulation and Consent Order in which your practical nurse license, PN-13951 is suspended. During the period of suspension, you may not practice nursing in the State of Idaho. Enclosed is a copy of the Final Order.

The Order became effective July 24, 2008. Conditions for reinstatement can be found at Section C.

Sincerely,

SANDRA EVANS, MAEd, RN
Executive Director

The Mission of the Board of Nursing is to regulate nursing practice and education for the purpose of safeguarding the public health, safety and welfare.
BEFORE THE IDAHO STATE BOARD OF NURSING

In the Matter of the License of:  
ELIZABETH A. SKIPPER,  
License No. PN-13951,

Case No. BON 08-032  
STIPULATION AND  
CONSENT ORDER

WHEREOF, information has been received by the Idaho State Board of Nursing (the "Board") that constitutes sufficient grounds for the initiation of an administrative action against Elizabeth A. Skipper ("Respondent"); and

WHEREAS, the parties wish to expeditiously settle the matter in lieu of proceeding to an administrative hearing before the Board; now, therefore,

IT IS HEREBY STIPULATED AND AGREED between the undersigned parties that this matter shall be settled and resolved upon the following terms:

A. Stipulated Facts and Law

A.1. The Board regulates the practice of nursing in the State of Idaho in accordance with title 54, chapter 14, Idaho Code.

A.2. The Board has issued License No. PN-13951 to Respondent. Respondent’s license is subject to the provisions of title 54, chapter 14, Idaho Code and the Board’s rules at IDAPA 23.01.01, et seq.

A.3. On or about September 12, 2007, a Criminal Complaint was filed against Respondent in State v. Skipper, Bonneville County Case No. CR-07-17323, charging Respondent with seven counts of Fraudulent Procurement of Public Assistance, a felony. A true and correct copy of the Criminal Complaint (with Respondent’s date of birth and Social Security Number redacted) is attached as Exhibit A.

A.4. As detailed in Exhibit A, between September 2004 and March 2007, Respondent obtained public assistance (including monetary benefits, child care benefits
and Medicaid) to which she was not entitled by means of a willfully false statement or representation, material omission, or fraudulent device.

A.5. On or about April 7, 2008, Respondent entered a plea of guilty to one count of Fraudulent Procurement of Public Assistance, with the remaining counts to be dismissed pursuant to a plea agreement. A true and correct copy of the Sentencing Minute Entry in Case No. CR-07-17323 is attached as Exhibit B.

A.6. On April 9, 2008, an Order Withholding Judgment and Order of Probation was entered against Respondent in Case No. CR-07-17323. A true and correct copy of the Order Withholding Judgment and Order of Probation is attached as Exhibit C. As detailed in Exhibit C, Respondent was, among other things, placed on probation for five years, ordered to complete substance abuse evaluation and treatment, and ordered to pay restitution in the amount of $11,690.96.

A.7. The allegations of Paragraphs A.3 through A.6, if proven, would violate the laws and rules governing the practice of nursing and would be grounds for discipline, specifically, Idaho Code § 54-1413(1)(c) and Board Rule 100.02/100.04 (conviction of a felony or of any offense involving moral turpitude).

A.8. Respondent, in lieu of proceeding with a formal disciplinary action, hereby agrees that the Board may enter a final order against her license as set forth in Section C below.

**B. Waiver of Procedural Rights**

I, Elizabeth A. Skipper, by affixing my signature hereto, acknowledge that:

B.1. I have read, understand and admit the allegations pending before the Board as stated in Section A, above, and I agree that the Board has jurisdiction to proceed in this matter.

B.2. I understand that I have the right to a full and complete hearing; the right to confront and cross-examine witnesses; the right to present evidence or to call witnesses, or to testify myself; the right to reconsideration of the Board’s orders; the right to judicial
review of the Board’s orders; and all rights accorded by the Administrative Procedure Act of the State of Idaho and the laws and rules governing the practice of nursing in the State of Idaho. I hereby freely and voluntarily waive these rights in order to enter into this Stipulation as a resolution of the pending allegations.

B.3. I understand that in signing this Stipulation I am enabling the Board to impose disciplinary action upon my license without further process.

C. Stipulated Discipline

C.1. Respondent’s license is SUSPENDED until Respondent has completed all terms of her criminal probation in Case No. CR-07-17323 and has provided the Board with documentation from Respondent’s probation officer or other appropriate court official verifying that Respondent has satisfactorily complied with and has been released from probation. Said suspension shall begin immediately upon the Board’s entry of an order adopting this Stipulation as the decision of the Board. During such suspension, Respondent shall not practice nursing in the State of Idaho.

C.2. Respondent may apply to have her license reinstated once (a) Respondent has been released from her criminal probation and has provided appropriate documentation to the Board as described above, and (b) Respondent has provided the Board with documentation verifying that Respondent has satisfied the following conditions:

i. Respondent shall complete the following NCSBN online education courses prior to applying for reinstatement: “Ethics of Nursing Practice,” “Professional Accountability and Legal Liability for Nurses,” and “Online Nurse Practice Act.” Respondent shall submit proof of successful completion of each course to the Board within thirty (30) days of completing the course.

ii. Respondent shall submit to the Board copies of a comprehensive mental health evaluation by an evaluator approved by Board staff, as well as treatment recommendations, if any. Respondent shall fully comply with and complete any and all
treatment recommended by the evaluator. Respondent shall complete all consent and/or information release forms or other documentation needed to comply with state or federal law, or which the evaluator and/or Board may deem necessary or desirable to facilitate the evaluator’s or Board’s ability to obtain or exchange with each other information or documents related to the Respondent’s evaluation and treatment.

iii. Respondent shall submit to the Board a one-page typed paper for Board approval outlining and discussing what she has learned from this situation and her methods to avoid criminal behavior in the future.

iv. Respondent shall pay the investigative costs and attorney fees incurred by the Board in this matter in the amount of Five Hundred and No/100 Dollars ($500.00).

v. Respondent shall provide her employment history during her suspension and shall provide a recommendation from her employer.

C.3. During the term of Respondent’s suspension, Respondent’s license shall be a single-state license and Respondent shall not be eligible to practice on the Compact privilege in any other state participating in the Nurse Licensure Compact with the State of Idaho.

C.4. Respondent shall not commit any further violations of the Nursing Practice Act or the rules of the Board and shall comply with the Board’s laws and rules.

C.5. Any request for reinstatement shall be evaluated by the Board pursuant to the guidelines in Board Rule 120, and the Board may request that Respondent appear before the Board. After evaluation, the Board may deny Respondent’s request for reinstatement, grant reinstatement, or issue a limited license allowing Respondent to practice under specific terms and conditions.

C.6. All costs associated with compliance with the terms of this Stipulation are the sole responsibility of Respondent.
C.7. The violation of any of the terms of this Stipulation by Respondent will warrant further Board action. The Board therefore retains jurisdiction over this proceeding until all matters are finally resolved as set forth in this Stipulation.

D. Presentation of Stipulation to Board

D.1. The Board's prosecutor shall present this Stipulation to the Board with a recommendation for approval.

D.2. The Board may accept, modify with Respondent's approval, or reject this Stipulation. If the Board rejects the Stipulation, an administrative Complaint may be filed with the Board. Respondent waives any right Respondent may have to challenge the Board's impartiality to hear the allegations in the administrative Complaint based on the fact that the Board has considered and rejected this Stipulation. Respondent does not waive any other rights regarding challenges to Board members.

D.3. If the Board rejects this Stipulation then, except for Respondent's waiver set forth in Paragraph D.2., this Stipulation shall be regarded as null and void, and admissions in this Stipulation and negotiations preceding the signing of this Stipulation will not be admissible at any subsequent disciplinary hearing.

D.4. Except for Paragraph D.2. which becomes effective when Respondent signs this Stipulation, this Stipulation shall not become effective until it has been approved by a majority of the Board and a Board member signs the attached Order.

E. Violation of Stipulation and Consent Order

E.1. If Respondent violates this Stipulation and Consent Order, the violation shall be considered grounds for additional discipline. The Board, therefore, retains jurisdiction over this proceeding until all matters are finally resolved as set forth herein. If Respondent violates this Stipulation and Consent Order, then the Board may impose additional discipline pursuant to the following procedure:

a. The Board's staff shall schedule a hearing before the Board to assess whether Respondent has violated this Stipulation and Consent Order. The staff shall also
serve notice of the hearing and charges to Respondent and to Respondent’s attorney, if any. Within fourteen (14) days after the notice of the hearing and charges is served, Respondent may submit a response to the allegations. If Respondent does not submit a timely response to the Board, the alleged violations will be deemed admitted.

b. At the hearing, the Board and Respondent may submit evidence and present oral argument based upon the record in support of their positions. Unless otherwise ordered by the Board, the evidentiary record before the Board shall be limited to evidence relevant to whether Respondent has violated this Stipulation and Consent Order. At the hearing the facts and substantive matters related to the violations described in Section A shall not be at issue.

c. At the hearing, the Board may impose additional discipline, which may include the suspension or revocation of Respondent’s license, the imposition of fines, the recovery of costs and attorney fees incurred by the Board and/or other conditions or limitations upon Respondent’s practice.

E.2. This Stipulation and Consent Order is the resolution of a contested case and is a public record.

E.3. This Stipulation contains the entire agreement between the parties, and Respondent is not relying on any other agreement or representation of any kind, verbal or otherwise.

I have read the above Stipulation fully and have had the opportunity to discuss it with legal counsel. I understand that by its terms I am waiving certain rights accorded me under Idaho law. I understand that the Board may approve this Stipulation as proposed, approve it subject to specified changes, or reject it. I understand that, if approved as proposed, the Board will issue an Order on this Stipulation according to the aforementioned terms, and I hereby agree to the above Stipulation for settlement. I understand that if the Board approves this Stipulation subject to changes, and the changes are acceptable to me, the Stipulation will take effect and an order modifying the terms of the Stipulation will be issued. If the changes are unacceptable to me or the Board rejects this Stipulation, it will be of no effect.
DATED this 11th day of July, 2008.

Elizabeth Skipper
Respondent

I recommend that the Board enter an Order based upon this Stipulation.

DATED this 14th day of J-L-Y, 2008.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By Karl T. Klein
Deputy Attorney General

ORDER

Pursuant to Idaho Code § 54-1404, the foregoing is adopted as the decision of the Board of Nursing in this matter and shall be effective on the 30th day of July, 2007. IT IS SO ORDERED.

IDAHO STATE BOARD OF NURSING

By
Susan Odom, Ph.D., R.N.
Chair
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of July, 2008, I caused to be served a true and correct copy of the foregoing by the following method to:

Elizabeth A. Skipper
669 Tyra Drive
Idaho Falls, ID 83401

☐ U.S. Mail
☐ Hand Delivery
☒ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: ________________
☐ Statehouse Mail

Karl T. Klein
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile: ________________
☒ Statehouse Mail

__________________________
Sandra Evans, M.A.Ed., R.N.
Executive Director
Board of Nursing
IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
STATE OF IDAHO, COUNTY OF BONNEVILLE
MAGISTRATE DIVISION

STATE OF IDAHO,
   Plaintiff,

vs.

ELIZABETH ANN SKIPPER,
aka, ELIZABETH ANN ECKENRODE,
aka, ELIZABETH ANN KAHOLOKULA
669 Tyra
Idaho Falls, Idaho
DOB: [redacted]
SSN: [redacted]

   Defendant,

Case No. CR-07-17323

CRIMINAL COMPLAINT

The Bonneville County Prosecuting Attorney's Office having submitted, pursuant to Idaho Criminal Rule 3, the sworn affidavit of Chad Christensen, Department of Health and Welfare, State of Idaho, who complains and alleges the Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, committed the following crimes:

COUNT I
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about September 17, 2004, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or...
representation, material omission, or fraudulent device, obtained public assistance, relief or
federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT II
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about April 14, 2005, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or representation, material omission, or fraudulent device, obtained public assistance, relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT III
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about September 21, 2005, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or representation, material omission, or fraudulent device, obtained public assistance, relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT IV
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about March 20, 2006, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or representation, material omission, or fraudulent device, obtained public assistance, relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT V
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about September 19, 2006, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or
Representation, material omission, or fraudulent device, obtained public assistance, relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT VI
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or about March 14, 2007, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or representation, material omission, or fraudulent device, obtained public assistance, relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

COUNT VII
FRAUDULENT PROCUREMENT OF PUBLIC ASSISTANCE
Felony, I.C. § 56-227(a)

The Defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, on or between September, 2004 and September 2007, County of Bonneville, State of Idaho, knowingly, by means of a willfully false statement or representation, material omission, or fraudulent device, obtained public assistance, (to wit: child care benefits and medicaid) relief or federal-aid assistance to which she is not entitled, and in excess of One Thousand Dollars, ($1,000). (14 years, $5,000 fine, and restitution.)

All of which is contrary to the laws of the State of Idaho. Complainant therefore requests that a warrant be issued for the arrest of the defendant, ELIZABETH ANN SKIPPER, AKA, ELIZABETH ANN ECKENRODE, AKA, ELIZABETH ANN KAHOLOKULA, and that she be dealt with according to law.

Dated this 22nd day of September 2007.

[Signature]
Randolph B. Neal
Deputy Prosecuting Attorney

SUBMITTED AND ACCEPTED FOR FILING before me on the ___ day of September, 2007.

[Signature]
Magistrate
STATE OF IDAHO,

Plaintiff,

vs.

ELIZABETH SKIPPER,

Defendant.

Case No. CR-08-1983

SENTENCING
MINUTE ENTRY

On April 7, 2008, this matter came on for sentencing before the Honorable Joel E. Tingey, District Judge, sitting in open court at Idaho Falls, Idaho.

Mr. Jack Fuller, Court Reporter, and Mrs. Marlene Southwick, Deputy Court Clerk, were present.

Mr. Randy Neal appeared on behalf of the State.

Mr. Michael Whyte appeared on behalf of the Defendant. The Defendant was in attendance.

The Court reviewed the history of the case and the conditions of the plea agreement. The Court inquired if the defendant wished to stand by the guilty plea previously entered to Count I - Fraudulent Procurement of Public Assistance, to which the defendant stated he/she did. Counts 2-7 are to be dismissed pursuant to the plea agreement.

The Court noted a pre-sentence report has been filed and inquired if there are any areas needing clarification or
There were no corrections to the PSI.

Mr. Whyte addressed the Court in mitigation.

Mr. Neal addressed the Court in aggravation.

The Court inquired if there is any reason why judgment should not be imposed at this time, to which the parties stated there is none.

After a discussion between the Court and the defendant, the Court granted the defendant a withheld judgment and placed her on probation for a period of 5 years.

Defendant must pay $50.00 to the Victims Rights Fund, restitution ($11,690.96 per the Order of Restitution), $300.00 fine, and court costs.

Defendant may serve 90 days in the Bonneville County Jail at the discretion of the Court. Defendant shall be subject to the usual terms and conditions of probation as contained in Attachments 1 and 2.

Defendant shall be subject to the following special conditions:

a. Complete substance abuse evaluation and treatment as recommended including attendance at AA/NA meetings, in-patient, out-patient, halfway house, etc.

b. Maintain full-time employment and/or be enrolled in a full-time education program or any combination totaling at least 40 hours per week.

c. Prohibited from possessing, making, selling or using illegal drugs or alcoholic beverages or being present while anyone else does so.

d. Participate/complete programming as recommended by Probation Officer.

Upon inquiry from the Court, the defendant accepted probation under these terms and conditions.
Court was thus adjourned.

C: Prosecutor
    Michael Whyte
    H: skipper. Elizabeth. sme

JOEL E. TINGEY
District Judge
IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

STATE OF IDAHO,

Plaintiff,

vs.

ELIZABETH ANN SKIPPER,

Defendant.

ORDER WITHHOLDING JUDGMENT
AND ORDER OF PROBATION

WHEREAS, on the 22nd day of January, 2008, the above-named defendant was arraigned before a District Judge of the Seventh Judicial District Court in and for the County of Bonneville.

AND WHEREAS, the defendant was fully informed by the Court of the nature of COUNT I - Fraudulent Procurement of Public Assistance as set forth in the Information, a felony, a violation of Idaho Code Section 56-227(a), which was committed on or about September 17, 2004. The defendant entered a plea of guilty to the offense pursuant to a plea agreement. Upon inquiry from the court, the defendant advised that he/she did not wish to withdraw said plea.

AND WHEREAS, on the 7th day of April, 2008, the Prosecuting Attorney together with the above-named defendant and his/her counsel of record appeared before the Court for the pronouncement of sentence upon the defendant;

AND WHEREAS, counsel for the defendant was provided the opportunity to speak on behalf of the defendant and the Court addressed the defendant personally and advised the defendant of his/her right to make a statement in his/her own behalf and to present any information in mitigation of punishment;

AND WHEREAS, the defendant was asked if there was any legal cause why sentence should not be pronounced and no sufficient cause was given.

AND WHEREAS, defendant has requested probation from the District Court and, said District Court, having reviewed and considered the criteria for placing a defendant on probation or imposing imprisonment under I.C. 19-2521, and having reviewed the provisions of I.C. 19-2601 and Rule 33 (d) of the Idaho Criminal Rules regarding the granting of a withheld judgment, and having ascertained the desirability of granting defendant's request for probation, does hereby order and decree that said defendant be
placed on probation for a period of 5 years and judgment is hereby withheld for a period of 5 years under the following conditions:

1. That the probation is granted to and accepted by the probationer, subject to all the terms and conditions specified in the Conditions of Probation and the Department of Corrections Agreement of Supervision, which must be obeyed a copy of which is attached hereto and made a part hereof by this reference, and with the understanding that the Court may at any time, in case of violation of the terms of the probation, cause the probationer to be returned to the Court for the imposition of sentence as prescribed by law.

2. That the probationer shall be under the legal custody and control of the Director of Probation and Parole of the State of Idaho and the District Court and subject to the rules of probation as prescribed by the Department of Correction and the District Court including those attached hereto.

3. That the probationer, if placed on probation to a destination outside the State of Idaho, or leaves the confines of the State of Idaho with or without permission of the Director of Probation and Parole does hereby waive extradition to the State of Idaho and also agrees that the said probationer will not contest any effort by any state to return the probationer to the State of Idaho.

4. That the probationer is also subject to the following Special Conditions, to wit:
   a. Complete substance abuse evaluation and treatment as recommended including attendance at AA/NA meetings, in-patient, out-patient, halfway house, etc.
   b. Maintain full-time employment and/or be enrolled in a full-time education program or any combination totaling at least 40 hours per week.
   c. Prohibited from possessing, making, selling or using illegal drugs or alcoholic beverages or being present while anyone else does so.
   d. Participate/complete programming as recommended by Probation Officer.

5. All outstanding bonds/bail are hereby exonerated.

6. IT IS FURTHER ORDERED that Defendant pay each of the sums indicated, in the manner and on such terms as are more particularly specified below:
   a. COURT COSTS: Court costs of $17.50 per felony count will be paid to the clerk of the court. (I.C. 31-3201A(b)).
   b. VICTIMS' COMPENSATION: $50.00 per felony count will be paid to the clerk of the court for deposit into the crime victims' compensation account (I.C. § 72-1025).
   c. PROBATION SUPERVISION/WORK RELEASE REIMBURSEMENT: A
per case fee of not more than $50.00 per month for
probation supervision if such payment is determined by
the Division of Probation and Parole of the Idaho
Department of Corrections to be appropriate. The exact
amount to be paid and the terms and conditions of
payment, will be determined by the Division of
Probation and Parole. (I.C. § 20-225.)
d. VICTIM RESTITUTION: Restitution to the victim(s) of
the crime(s), which shall be payable through the
district court in the following amounts (I.C. § 19-
5302): $11,690.96 per the Order of Restitution
Said restitution is due and payable on: 4/2013
These amounts will include interest at the annual rate
of 10%, which interest shall accrue from and be
calculated from the date of this order.
e. IDAHO STATEWIDE TRIAL COURT AUTOMATED RECORDS SYSTEM
TECHNOLOGY FEES: A fee of $10.00 per felony count will
be paid to the clerk for deposit into the ISTARS
technology fund. (I.C. § 31-3201(5)).
f. P.O.S.T. FEE: A fee of $10.00 per felony count will be
paid to the clerk of the court for deposit into the
peace officers' standards and training account. (I.C. §
31-3201B).
g. CRIMINAL FINE: A fine of $300.00 per felony count is
hereby imposed, which sum shall be paid to the clerk of
the court for distribution.
h. COUNTY ADMINISTRATIVE SURCHARGE FEE: A per case fee of
$10.00 will be paid to the clerk of the court for
deposit in the county justice fund. (I.C. § 31-
3201(3), 31-4602).
i. DRUG HOTLINE FEE: A fee of $10.00 per felony count
will be paid to the clerk of the court to fund drug
enforcement (I.C. § 37-2735A).

Done this 9th day of April, 2008.

JOHN E. TINGEY
District Judge
CONDITIONS OF PROBATION

1. Probationer shall report within 72 hours unless otherwise directed by the Court to the District 7 Probation and Parole Office and make him/herself available to the probation activation process.

2. Probation has been ordered for a specific length of time; however, probation shall not be terminated until the Court has both reviewed the performance of the probationer and has signed an order discharging the probationer. Probation is subject to extension for non-payment of costs, fines, and restitution or unsatisfactory performance.

3. In addition to any jail sentence to be served immediately, the probationer may serve an additional 30 days at any time during the probationary period at the discretion of the court as recommended by an agent of probation and parole.

4. Probationer shall pay the following to the clerk of the District Court:

   - Court Costs $57.50
   - Victim's Relief Fund $50.00
   - Public Defender Fees $0.00
   - Fine $300.00
   - Restitution $as ordered

Probationer shall also pay to the Clerk of the District Court all amounts required by any separate order under I.C. 19-5304 for all restitution to any victim for economic losses, and all amounts required by any separate order under I.C. 37-2732(k) for restitution to any law enforcement agency for prosecution of controlled substance act violations.

Unless otherwise ordered by the Court, Probationer shall pay such costs, fees, fines and restitution as ordered before the conclusion of the probation term. Payments shall be made at a rate of not less than $25.00 per month starting with the first day of the month following acceptance of probation, but may be at a higher monthly rate if established in the Agreement of Supervision entered into with the Probationer and the Department of Corrections. Probationer acknowledges that discretionary jail time shall be imposed for failure to timely pay such costs, fees, fines and restitution, and that probation also may be revoked.

The Court may order probationer to pay up to an additional 25% of restitution to compensate for delay in payment. If restitution is not set at the time of sentencing, the prosecutor's office shall submit an itemized statement of costs which will determine restitution, subject to further order of the court.

If community service has been ordered by the Court or as a condition of supervision on a specialized caseload, the probationer is responsible for workman's compensation fees at a rate of 60 cents per hour unless waived or reduced by the Court.

5. Probationer shall not purchase, carry, or have in possession or control any firearm, ammunition, explosives, or other dangerous weapons.
6. Probationer shall not, without permission from the Court or probation department: (a) purchase or operate a motor vehicle; (b) incur any unnecessary indebtedness; (c) leave the assigned district.

7. Probationer shall submit to a search of his person, residence or vehicle, at the request of an agent of probation and parole, without a search warrant.

8. Probationer shall maintain employment or an approved program at all times or, if not employed, make a diligent effort to obtain employment. Probationer shall report any termination of employment or program to the supervising probation officer within two days of termination.

9. Probationer shall participate in any mental health, drug/alcohol abuse program, vocational rehabilitation, educational or learning program as recommended by his probation officer and pay the costs of such programs.

10. Probationer shall participate in and successfully complete any specialized caseload program prescribed by the Department of Corrections as recommended by the supervising probation officer.

11. Probationer shall not associate with any individual specified by his/her probation officer. Probationer shall not associate with anyone connected unlawfully to this crime unless approved by his supervising officer. Further, probationer shall not associate with anyone who uses unlawful drugs.

12. Probationer shall not enter any establishment where the sale of alcohol is the major source of income and must not consume any alcoholic beverages nor use any drugs or controlled substances not prescribed by a licensed physician.

13. Probationer shall submit at his own expense (unless waived) blood, breath, or urine at the request of an agent of probation and parole to be analysed for the detection of substance abuse or alcohol consumption.

14. Probationer shall respect and obey all laws and report any criminal arrest or receipt of any citation for violation of the law to his/her probation officer within two days of arrest or receipt of any citation.

15. Probationer shall submit to a polygraph examination at his own expense (unless waived) if requested by his/her probation officer.

This is to certify that I have read or have had read to me and fully understand all the conditions, regulations, and restrictions as made by the State Department of Corrections and those imposed by the District Court as conditions of my being granted probation. I hereby agree to abide by and conform to them strictly and fully understand that my failure to do so may result in the revocation of my probation.

Probationer             Date             Probation Officer             Date
CERTIFICATE OF SERVICE

I hereby certify that on the __ day of April, 2008, I caused a true and correct copy of the foregoing by mailing a copy of the same, first class, postage pre-paid, to the following:

Court Clerk

Prosecuting Attorney
605 N. Capital
Idaho Falls, ID 83405

(x) Box

Michael Whyte
Defense Attorney

(x) Box

Probation and Parole
2048 E. 17th St.
Idaho Falls, ID 83404

(x) Box