

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO

IN RE: MANDATORY PARENTING ) 01-11  
APART CLASSES ) SECOND AMENDED  
) ADMINISTRATIVE ORDER  
\_\_\_\_\_ )

This order amends the Amended Administrative Order issued by Honorable Barry Wood on March 16, 2000 and Amended by Honorable Roger S. Burdick on November 1, 2001.

WHEREAS, the Idaho Supreme Court adopted the following rules and rule changes which became effective on the 1<sup>st</sup> day of September, 1991:

1. Rule 16 (j) I.R.C.P., creates a comprehensive structure for the mediation of child custody and visitation issues; and
2. Rule 16 (c) I.R.C.P., requires the court and parties to consider mediation of child custody issues at pretrial conferences; and
3. Rule 507 I.R.E., establishes an evidentiary privilege surrounding the mediator in the mediation process. (NOTE: Rule 408 I.R.E., which excludes evidence of conduct or statements made in compromise negotiations, was previously expanded by the court on may 23, 1990, to include "mediation").

WHEREAS, each district on a local option basis may make attendance by the parents at approved Fifth District parenting classes mandatory; and

WHEREAS, the District has developed a program for Children ages 6-17 and this program is being implemented in various counties in the Fifth Judicial District; and

WHEREAS, the Supreme Court is funding, by grant, money for Family Court Services projects; and

IT IS HEREBY ORDERED that all trial judges in the Fifth Judicial District shall order parenting classes in all original domestic relation cases with children under 18 years of age. Each party will attend all parenting classes unless an affidavit or other evidence is received in the record showing good cause and the trial court excuses that party for said good cause; and

IT IS FURTHER ORDERED that the use of parenting classes shall be discretionary on the Court's own motion or upon the motion of either party in all post divorce modification proceedings involving custody or visitation issues with children under 18 years of age; and

IT IS FURTHER ORDERED that the children, ages 6-17 of parents in said order, will be ordered to attend the Children's

Program classes at said time in those counties offering that program.

DATED this 31<sup>st</sup> day of December, 2003.

\_\_\_\_\_/s/\_\_\_\_\_  
Barry Wood  
Administrative District Judge

c: All Magistrate Judges  
All Clerks of the District Court