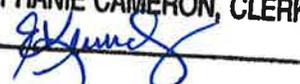


JUN 30 2020

STEPHANIE CAMERON, CLERK
BY: 

EMERGENCY BAIL SCHEDULE

The March 23, 2020 statewide order of the Chief Justice authorized Courts to adopt, under rule 10.613(1) of the California Rules of court, any proposed rules intended to address the impact of the COVID-19 pandemic to take effect immediately without advance circulation for 45 days of public comment. Pursuant to this authority, the Tulare County Superior Court hereby suspends the Tulare County Bail Schedule, adopted November 15, 2016, except as otherwise indicated below. Tulare County adopts the following local Emergency Bail Schedule:

Emergency Bail Schedule

(a) Purpose

Notwithstanding any other law, this rule establishes an Emergency Bail Schedule, which is intended to promulgate uniformity in the handling of certain offenses during the state of emergency related to the COVID-19 pandemic.

(b) Mandatory application

No later than 5:00 p.m. on July 1, 2020, the court must apply the following Emergency Bail Schedule:

- (1) To every accused person arrested and in pretrial custody.
- (2) To every accused person held in pretrial custody.

(c) Setting of bail and exceptions

Under the Emergency Bail Schedule, bail for all misdemeanor and felony offenses must be set at \$0, with the exception of only the offenses listed below:

1. A serious felony, as defined in Penal Code section 1192.7(c), or a violent felony, as defined in Penal Code Section 667.5(c);
2. A felony violation of Penal Code section 69;
3. A violation of Penal Code section 166(c)(1);
4. A violation of Penal Code section 136.1 when punishment is imposed under section 136.1;
5. A violation of Penal code section 236.1;
6. A violation of Penal Code section 245(a)(4) where the offense is punishable as a felony;
7. A violation of Penal Code section 262;
8. A violation of Penal Code section 243(e)(1) or 273.5;
9. A violation of Penal Code section 273(a) or 273(b);
10. A violation of Penal Code section 273.6; if the accused person made threats to kill or harm, has engaged in violence against, or has gone to the residence or workplace of, the protected party;
11. A violation of Penal Code section 368(b);
12. A violation of Penal Code section 422 where the offense is punished as a felony;
13. A violation of Penal code section 646.9;
14. A violation of an offense listed in Penal Code section 290(c);
15. A violation of Vehicle Code section 2800.2;
16. A violation of Vehicle Code section 10851(e)
17. A violation of Vehicle Code section 20001;

18. A violation of Vehicle code sections 23152 or 23153;
19. A felony violation of Penal Code section 463;
20. A violation of Penal Code section 29800;
21. A violation of Penal Code section 417 where the offense is punished as a felony;
22. A failure to remand to serve a jail sentence; and
23. A misdemeanor or felony violation alleged to have been committed when the arrestee had been previously released on their own recognizance, or SORR pursuant to \$0 or other monetary bail.

(d) Ability to deny bail

Nothing in the Emergency Bail Schedule restricts the ability of the court to deny bail as authorized by article I, section 12, or 28(f)(3) of the California Constitution, or to increase bail as allowed in Penal Code section 1269(c).

(e) Departing from the schedule or imposing conditions of release

Nothing in the Emergency Bail Schedule restricts the ability of the court to impose conditions of release regardless of the posting of \$0 or other monetary bail. Further, the court has the discretion to depart from the Emergency Bail Schedule if it determines that a \$0 bail setting will not reasonably assure the appearance of the defendant or protect the public.

(f) Application of bail schedule

The Tulare County Superior Court Bail Schedule remains in effect for all offenses listed in exceptions (1) through (23) of the Emergency Bail Schedule, including any count-specific conduct enhancements and any status enhancements.

(g) Bail for violations of post-conviction supervision

(1) Under the Emergency Bail Schedule, bail for all violations of misdemeanor probation, whether the arrest is with or without a bench warrant, must be set at \$0.

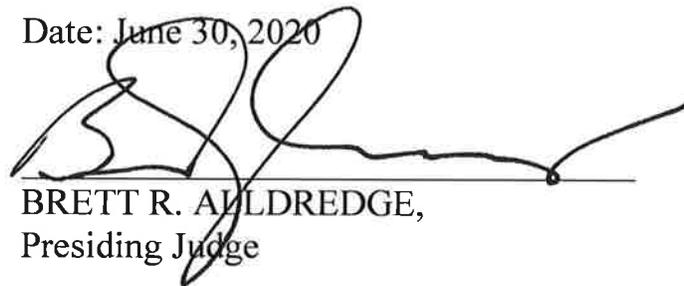
(2) Bail for all violations of felony probation, parole, post-release community supervision, or mandatory supervision, must be set in accordance with the Emergency Bail Schedule, or for the bail amount in the Court's schedule of bail for charges of conviction listed in exceptions (1) through (23), including any enhancements.

(h) Sunset of rule

This rule will remain in effect until 90 days after the Governor declares that the state of emergency related to the COVID-19 pandemic is lifted, or until amended or repealed by the Tulare County Superior Court.

EXCEPT AS MODIFIED ABOVE, THE UNIFORM BAIL SCHEDULE
ADOPTED BY THE TULARE COUNTY SUPERIOR COURT EFFECTIVE
NOVEMBER 15, 2016 REMAINS IN EFFECT. **THIS ORDER IS
EFFECTIVE WEDNESDAY, July 1, 2020 AT 5:00 P.M. IT WILL REMAIN
IN EFFECT AS PROVIDED IN PARAGRAPH 4(g) ABOVE.**

Date: June 30, 2020


BRETT R. ALDREDGE,
Presiding Judge





Superior Court of the State of California

COUNTY OF TULARE

ADMINISTRATION

221 S. Mooney Blvd., Room 303
Visalia, California 93291
Telephone: (559) 730-5000
Facsimile: (559) 737-4290

Nocona Soboleski
Assistant Court Executive Officer

Stephanie Cameron
Court Executive Officer/Jury
Commissioner

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Rilene Santos – Civil Filings – Room 201 – Visalia
Amy Williams – Criminal Filing – Room 124 – Visalia
Kim Anaya – Criminal Filing – Room 124 – Visalia
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Angela Rodd-Terry – Director of Family Court Services
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Valerie Vasquez – Director of Human Resources
Victoria Taylor – South County Justice Center – Clerks
Joyce McLaughlin – South County Justice Center Clerks
Marsha Cortez – South County Justice Center – Clerks
Danette Borba – Director of Safety and Risk Management
Rob Blue – Judicial/Research Attorney
Richard Langevin – Judicial/Research Attorney

Law Enforcement/Justice Partners

Tim Ward – District Attorney
Lisa Bertolino – Public Defender
David Allen – Conflict Counsel
Jason Britt, County Administrative Officer – County of Tulare
Mike Boudreaux, Sheriff – Tulare County Sheriff Department
Sue Gunderman – Tulare County Sheriff Department – Headquarters
Lt. Duane Cornett – Tulare County Sheriff Department – Court Services
Lt. David Winters & Lt. Cory Jones – Tulare County Sheriff Department – Detention Unit
Michelle Bonwell – Tulare County Probation Department
Deanne Peterson – Tulare County Office of County Counsel
Devon Popovich, Chief – Dinuba Police Department
John Hall, Chief – Exeter Police Department
Mario Krstic, Chief – Farmersville Police Department
Chris Hughes, Chief – Lindsay Police Department
Wes Hensley, Chief – Tulare Police Department
Mike Marquez, Chief – Woodlake Police Department
Jason Salazar, Chief – Visalia Police Department
Eric Kroutil, Chief – Porterville Police Department
Timothy Lutz – HHS
Anita Ortiz – CWS
Patrick Hamblin – Tulare County Animal Services
Roger Dixon – Tulare County Department of Child Support Services (DCSS)
Doug Barnhart – California Department of Fish & Game
Damon Gilmore – California Highway Patrol – Visalia Division
Susan Rodriguez – CDCR Department of Adult Parole
Pete Bisacca, Commander – Office of Protective Services – Porterville Developmental Center
Tulare County Bar Association