SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SONOMA

IN RE: BAIL SCHEDULE

Pursuant to Sonoma County Superior Court Local Rule 8.14, Government Code section 68115, the authority granted by the Judicial Council of California, and the authority granted to the Presiding Judge by the Sonoma County Superior Court Executive Committee, this Emergency Bail Schedule is modified to eliminate the following clause from section (f)(1) of this Rule and Bail Schedule:

", whether the arrest is with or without a bench warrant,".

 For convenience the Rule and Bail Schedule are set forth hereinbelow as modified by this Order.

Sonoma County Superior Court 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 in the County of Sonoma.

(b) Mandatory application

This bail schedule shall apply:

(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 this Emergency Bail Schedule, bail for all misdemeanor and felony offenses shall 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(c);

(5) A violation of Penal Code section 262;

(6) A violation of Penal Code sections 243(e)(1) or 273.5;

(7) A violation of Penal Code section 273.6 if the detained person made threats to kill or harm, has engaged in violence against, or has gone to the residence or workplace of, the protected party;

(8) A violation of Penal Code section 422 where the offense is punished as a felony;

(9) A violation of Penal Code section 646.9;

(10) A violation of an offense listed in Penal Code section 290(c);

(11) A violation of Vehicle Code sections 23152 or 23153;

(12) A felony violation of Penal Code section 463; and

(13) A violation of Penal Code section 29800.

(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.

(e) Application of countywide bail schedule in effect on March 15, 2020

    (1)   The countywide bail schedule of the Sonoma County Superior Court that was in effect on March 15, 2020, shall remain in effect for all offenses listed in exceptions (1) through (13) of the Emergency Bail Schedule, including any court-specific conduct enhancements and any status enhancements.

    (2)   This court retains the authority to reduce the amount of bail listed in the court's countywide bail schedule in effect on March 15, 2020, for offenses in exceptions (1) through (13), or for any offenses not in conflict with the Emergency Bail Schedule.

    (3)   If a person was released on or after April 6, 2020, on reduced bail pursuant to Emergency Rule 4 of the Judicial Council of California, or by agreement between the Sonoma County District Attorney and defense counsel on pretrial supervision terms and conditions, and that person is arrested for a new offense, violation of probation, or violation of supervision terms, bail shall be set pursuant to the countywide bail schedule of the Sonoma County Superior Court that was in effect on March 15, 2020.

(f) Bail for violations of post-conviction supervision

    (1)   Under this Emergency Bail Schedule bail for all violations of misdemeanor probation shall be set at $0.

    (2)   Bail for all violations of felony probation, parole, post-release community supervision, or mandatory supervision, shall be set in accord with this Emergency Bail Schedule, or for the bail amount in the court's countywide schedule of bail for charges of conviction listed in exceptions (1) through (13), including any enhancements.

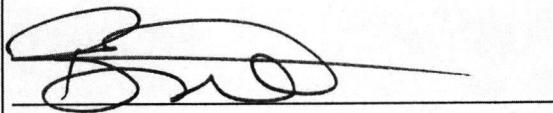**(g) Reservation to set, modify or increase bail**

Any judicial officer of the Sonoma County Superior Court may set, modify or increase bail in any case.

(h) Duration of rule

This rule will remain in effect until further order of the Presiding Judge of the Superior Court for the County of Sonoma.

It is so ORDERED.

Dated: *November 10, 2020*

BRADFORD J. DEMEO
PRESIDING JUDGE