

COVID-19 AND CRIMINAL COURTS

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BAIL

PRESUMPTIVE \$0

- ✓ MISDEMEANOR DV – EXCEPTION
- ✓ MISDEMEANOR STALKING-EXCEPTION
- ✓ VIOLATION OF DVPO-EXCEPTION
- ✓ CRIMINAL THREATS- ONLY EXCEPTION FOR FELONY
- ✓ Misdemeanor probation violation = \$0

OPTIONS FOR JUDGE:

SET BAIL AT SCHEDULE
INCREASE BAIL

LOWER BAIL
OR RELEASE

Misdemeanor Arraignments

- ▶ Out-of-custody arraignments continued.
- ▶ Consequence of delay = delay in issuance of CPO.
- ▶ EPOs, DVROs can fill gap.

Emergency Protective Orders

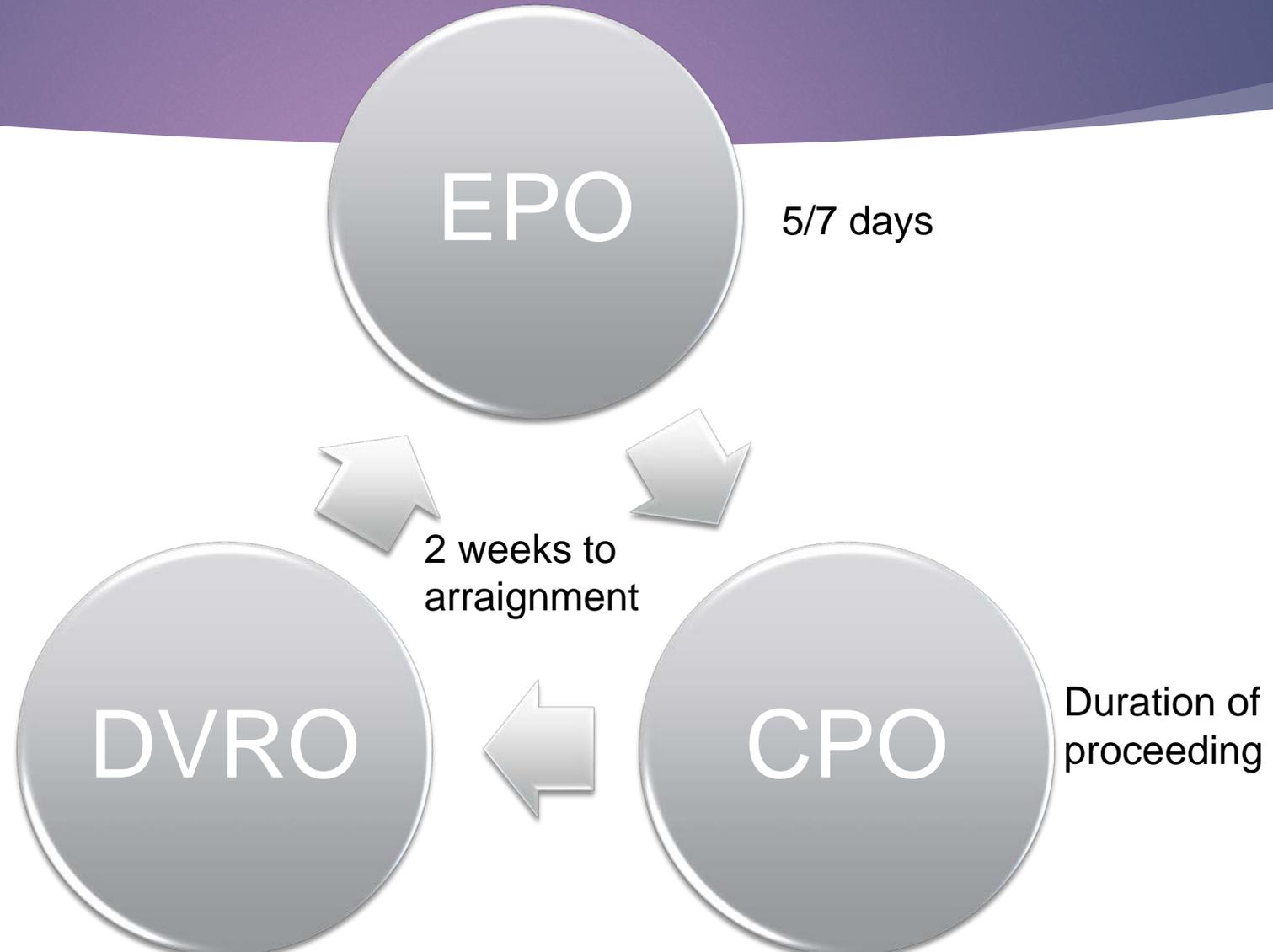
- ❖ Normal duration: 5 court days/7 calendar days.
- ❖ Emergency Rules extend duration for *up to* 30 days from the date of issuance.
- ❖ Practical effect- still 5/7 days unless officer can cite justification to convince judge/commissioner otherwise.
- ❖ Law enforcement should cite all justifications for lengthier order in first call.

Criminal Protective Orders

- ❖ Expiration date automatically extended for a period of 90 days, or until the matter can be heard, whichever occurs first.

PRE-COVID out of custody defendant

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POST-COVID out of custody defendant



Gun Relinquishment



Proof of Compliance

