

SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN LUIS OBISPO



Emergency Felony and Misdemeanor Bail Schedule

Adopted by
San Luis Obispo County Superior Court
June 19, 2020

Effective Date: *June 21, 2020*
Amended September 1, 2021

This Emergency Bail Schedule will remain in effect until amended or repealed by the San Luis Obispo Superior Court.

SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN LUIS OBISPO

Emergency Felony and Misdemeanor Bail Schedule

During the COVID-19 crisis, and as authorized by the Chair of the Judicial Council of California, the San Luis Obispo Superior Court approves and adopts the following Emergency Bail Schedule effective upon the revocation of Emergency Rule 4, adopted by the Judicial Council on April 6, 2020.

This bail schedule shall apply to:

- (A) Every accused person arrested and in pretrial custody; and
- (B) Every accused person held in pretrial custody.

I. Setting of Bail

Bail for all misdemeanor and felony offenses is 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 felony violation of Penal Code section 245(a)(4);
- (4) A violation of Penal Code section 166(c)(1) or 166(c)(4);
- (5) A violation of Penal Code section 136.1 when punishment is imposed under section 136.1(c);
- (6) A violation of Penal Code section 236.1;
- (7) A violation of Penal Code section 262;
- (8) A violation of Penal Code sections 243(e)(1) or 273.5;

- (9) A felony violation of any subsection of Penal Code section 368;
- (10) A violation of Penal Code sections 273a or 273d;
- (11) 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;
- (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 sections 23152 or 23153;
- (16) A violation of Vehicle Code section 2800.2;
- (17) A felony violation of Penal Code section 463;
- (18) A violation of Penal Code section 29800; and
- (19) A felony or misdemeanor violation alleged to have been committed when the arrestee had been previously released on their own recognizance, pursuant to \$0 or other monetary bail, or released pursuant to the Probation Department's Post Arraignment Monitoring Program ("PAMP").

The Court's 2019 non-emergency bail schedule remains in effect for all offenses listed in exceptions (1) through (19) of the Emergency Bail Schedule, including any count-specific conduct enhancements and any status enhancements.

II. Bail for Violations of Post-Conviction Supervision

- (1) Bail for all violations of misdemeanor probation, whether the arrest is with or without a bench warrant, is set at \$0.
- (2) Bail for all violations of felony probation, parole, post-release community supervision, or mandatory supervision, is set in the same amount as bail for the underlying substantive charge of conviction under the Emergency Bail Schedule, including any enhancements.

III. Ability to Set, Modify, or Increase Bail

Any judicial officer of the San Luis Obispo Superior Court may set, modify, or increase bail in any case.

IV. Ability to Deny Bail

Nothing in the Emergency Bail Schedule restricts the ability of the Court to set or deny bail as

authorized by article 1, section 12, or 28(f)(3) of the California Constitution.