

Contra Costa Superior Court Emergency Bail Schedule

1. **Misdemeanors**: Presumptively cite and release with \$0.0 bail. Law enforcement to cite defendants 16-20 weeks out.
 - a. Exception: DV cases under Penal Code section 1270.1 and 3rd time DUIs. Bail is \$5,000.

2. **Felonies**:
 - a. Felonies with schedule bail of \$45,000 or less: Presumptively cite and release at \$0.0 bail. Officers to cite Defendants 16-20 weeks out.
 - b. Serious felonies under Penal Code Section 1192.7(c) and violent felonies under Penal Code section 667.5(c): No reduction of schedule bail.
 - c. Felonies with schedule bail over \$45,000: Presumptive bail reduced to one-half (1/2) of schedule bail, except Vehicle Code sections 2800.2 and 2800.4, which remain at \$50,000.

3. **Enhancements**: Discretion of court at arraignment.

4. **Violations of probation, parole, PRCs and M/S**:
 - a. Misdemeanor probation: Presumptively cite and release. If bench warrant has been issued, presumptively cite and release.
 - b. Felony probation: Presumptive bail same as substantive charge under this Emergency Bail Schedule. For example, if Defendant is on probation for a crime that is now a cite and release charge under the Emergency Bail Schedule, they

should be cited and released on the violation of probation. If bench warrant has been issued, bail should be reduced using the same process.

- c. Parole, PRCS and M/S: Presumptive bail the same as substantive charge of conviction under this Emergency Bail Schedule. If bench warrant has been issued, bail should be reduced using the same process.
 - d. **EXCEPTION**: Felony probation, parole, PRCS and M/S where the alleged violation is a serious and/ or violent offense under Penal Code sections 1192.7(c) and 667.5(c), bail is NO BAIL.
5. The court still retains authority to change bail for Defendants on a case-by-case basis.
 6. Law enforcement may seek bail enhancements, when appropriate, in the usual way. Penal Code section 1269(c)
 7. **Duration**: This Emergency Bail Schedule is provisional and will remain in effect until rescinded by the court when warranted by changes in the public health climate.