

**EMERGENCY STATEWIDE BAIL  
ORDERED BY THE JUDICIAL COUNCIL OF CALIFORNIA  
EMERGENCY RULE OF COURT 4  
ADOPTED APRIL 6, 2020**

EFFECTIVE DATE: April 13, 2020 @ 4:59 p.m.

END DATE: 90 days after Governor lifts State of Emergency (COVID-19)  
(or until amended or repealed by Judicial Council)

**(A) PURPOSE**

As stated in Emergency Rule of Court 4: "Notwithstanding any other law, this rule establishes a statewide 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." (CRC ER 4(a).)

**(B) MANDATORY APPLICATION**

Emergency Rule of Court 4, states that "no later than 5 p.m. on April 13, 2020, each superior court must apply the statewide 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**

Under the statewide Emergency Bail Schedule, **bail for all misdemeanor and felony offense must be set at \$0**, except for only the offenses listed below:

**EXCEPTIONS TO ZERO BAIL**

- (1) "serious" or "violent" felonies (PC 1192.7(c)/667.5(c)) (*see Tables 1 & 2*)
- (2) PC 69 (felonies)
- (3) PC 166(c)(1)
- (4) PC 136.1 (when punished under 136.1(c))
- (5) PC 262 (spousal rape)
- (6) PC 273.5 or 243(e)(1) (domestic violence)
- (7) PC 273.6 (if threats to harm or kill, engaged in violence, gone to home/workplace)
- (8) PC 422 (felony)
- (9) PC 646.9
- (10) PC 290(c) (*see Table 3*)
- (11) VC 23152 or 23153
- (12) PC 463 (looting)
- (13) PC 29800 (possession firearm by prohibited person)