Superior Court of California, County of Monterey

2014 Bail Schedule
Interim Corrections and Modifications by Presiding Judge

Last Update – April 19, 2016

ORDER

Effective Tuesday, April 19, 2016, pursuant to the authority of Section VIII of the 2014 Bail Schedule, the 2014 Bail Schedule is amended to include a revised Out of County Hold directive 16-03, as adopted by the bench on Wednesday, April 13, 2016 *(attached).* The Bail Schedule as amended can be accessed on the Court's website at http://www.monterey.courts.ca.gov/FeeSchedule.aspx.

Signed Order on File

April 19, 2016

Presiding Judge Mark E. Hood

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MONTEREY

IN THE MATTER OF CONTINUED DETENTION OF JAIL INMATES WHO HAVE OUT-OF-COUNTY HOLDS	)	**ORDER 16-13** **ORDER DIRECTING CONTINUED DETENTION OF JAIL INMATES WHO HAVE OUT-OF-COUNTY HOLDS**

Pursuant to Penal Code sections 1318 and 1320, a defendant ordered released from jail on his or her own recognizance [OR] is not to be so released if the Sheriff determines that the defendant has an out-of-county hold based on an outstanding warrant, a parole hold, a military hold, a 1551 out-of-state extradition hold or a U.S. Marshal's Office hold, unless the release was ordered by the Court specifically notwithstanding said hold.

When the Sheriff determines that an inmate with an out-of-county hold has been ordered released on his or her own recognizance, and the order for OR release does not address any existing out-of-county hold, the Sheriff will immediately make reasonable efforts to contact the judge who ordered the OR release to determine what action the Court wishes to take. If the judge indicates that, in view of the hold, the matter needs to be re-evaluated, the Court will arrange to have the matter placed back on calendar within a reasonable time, and shall cause counsel for the parties to be so notified.

If the case has been assigned for all purposes to a different judge following the OR release, any hearing re-evaluating the OR release shall be heard before the judge assigned for all purposes.

If, after the exercise of reasonable diligence, the Sheriff is unable to contact the judge ordering the OR release, the Sheriff shall contact the Presiding Judge, or his or her designee, to determine what action to take. In any event, the matter should be calendared expeditiously for re-evaluation.

This Order is made in accordance with the consensus of members of the Court Executive Committee at the April 13, 2016 meeting and provided as an informational update to all judges attending the judges' meeting on the same date. It is further made in accord with the principles set out in People v. Alberto (2002) 102 Cal.App.4th 421.

IT IS HEREBY ORDERED, effective April 13, 2016, jail inmates who have out-of-county holds will continue to be detained in accordance with the procedures included in this Order. This Order hereby rescinds Order 05-02 dated May 27, 2005 and shall remain in effect until modified or rescinded.

Dated: April 13, 2016

Mark E. Hood

Hon. Mark E. Hood
Presiding Judge