

THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

Because of the COVID-19 pandemic, leading to health and safety concerns resulting in substantial operational impediments, and the proclamations of states of emergency by federal, state, and local officials, it was determined on March 19, April 20, September 15, and November 13, 2020, that the conditions described in section 68115 of the Government Code were met with regard to the Superior Court of California, County of Tuolumne (Court). Based on those determinations, and pursuant to the Court's requests, four prior emergency orders issued, authorizing the Court to implement certain relief under Government Code section 68115. Upon the renewed request of Presiding Judge Donald Segerstrom, it is determined that the conditions described in Government Code section 68115(a) continue to exist (Gov. Code, § 68115(c)), and it is ordered that the Court is authorized to do the following:

- Hold sessions anywhere in the county, including in correctional and juvenile detention facilities, from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(1));
- Extend the time period provided in section 825 of the Penal Code within which a defendant charged with a felony offense must be taken before a magistrate from 48 hours to not more than 7 days, applicable only to cases in which the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(8));
- Extend the time period provided in section 1382 of the Penal Code for the holding of a criminal trial by not more than 30 days, applicable only to cases in which the deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(10));
- Extend the time period provided in section 313 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be released from custody to not more than 7 days, applicable only to minors for whom the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(11));

- Extend the time period provided in section 315 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be given a detention hearing to not more than 7 days, applicable only to minors for whom the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(11));
- Extend the time periods provided in sections 632 and 637 of the Welfare and Institutions Code within which a minor taken into custody pending wardship proceedings and charged with a felony offense must be given a detention hearing or rehearing to not more than 7 days, applicable only to minors for whom the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(11));
- Extend the time period provided in section 334 of the Welfare and Institutions Code within which a hearing on a juvenile dependency petition must be held by not more than 15 days, applicable only to minors for whom the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(12)); and
- Extend the time period provided in section 657 of the Welfare and Institutions Code within which a hearing on a wardship petition for a minor charged with a felony offense must be held by not more than 15 days, applicable only to minors for whom the statutory deadline otherwise would expire from December 13, 2020, to January 9, 2021, inclusive (Gov. Code, § 68115(a)(12)).

Date: December 11, 2020



Hon. Tani G. Cantil-Sakauye
Chief Justice of California and
Chair of the Judicial Council