

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 that the conditions described in Government Code section 68115 were met with regard to the Superior Court of California, County of Sacramento, as of March 17 and 27, 2020; April 16, 2020; May 14, 2020; June 12 and 24, 2020; and July 15, 2020. At the request of Presiding Judge Russell L. Hom, orders issued on those dates authorizing the court to implement certain relief under Government Code section 68115. Upon the renewed request of Presiding Judge Hom, it is determined that the conditions described in Government Code section 68115(a) continue to exist (Gov. Code, § 68115(b)), and it is ordered that the Superior Court of Sacramento County is authorized to do the following:

- Hold sessions anywhere in the county, including in correctional and juvenile detention facilities, from August 23, 2020, to September 21, 2020, inclusive (Gov. Code, § 68115(a)(1));
- Declare that from August 10, 2020, to September 8, 2020, inclusive, be deemed holidays for purposes of computing the time for filing papers with the court under Code of Civil Procedure sections 12 and 12a, if the above-described emergency conditions substantially interfere with the public's ability to file papers in a court facility on those dates (Gov. Code, § 68115(a)(4));
- Declare that from August 17, 2020, to September 15, 2020, inclusive, be deemed holidays for purposes of computing time under Welfare and Institutions Code sections 632 and 657, if the above-described emergency conditions prevent the Court from conducting proceedings or accepting filings as necessary to satisfy these deadlines on those dates (Gov. Code, § 68115(a)(5));
- 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

August 14, 2020, to September 12, 2020, 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 an additional 30 days, applicable only to cases in which the original or previously extended statutory deadline otherwise would expire from August 19, 2020, through September 19, 2020, inclusive (Gov. Code, § 68115(a)(10); Executive Order N-38-20 (03-27-20));*
- 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 August 17, 2020, to September 15, 2020, 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 August 17, 2020, to September 15, 2020, inclusive (Gov. Code, § 68115(a)(12)).

Date: August 17, 2020



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

* This authority supplements the authority to extend section 1382 deadlines previously granted in the March 23, March 30, and April 29, 2020 statewide emergency orders and in the July 15, 2020 emergency order specific to the Court. Accordingly, for any case in which the time to bring a defendant to trial previously was extended under one or more of those prior emergency orders, and the extended deadline falls within the above-specified time period, this order authorizes the Court to extend the previously extended deadline by up to an additional 30 days. For any case in which the initial section 1382 deadline falls within the above-specified time period and is not governed by a prior emergency order, this order authorizes the Court to extend the time to bring a defendant to trial by a total of up to 30 days.