

Superior Court of California County of Santa Clara

Chambers of
HONORABLE THEODORE C. ZAYNER, Presiding Judge



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2022 Criminal Bail Schedule Effective August 1, 2022

SAN JOSE, Calif. (July 22, 2022): On Tuesday, July 19, 2022, the Santa Clara County Superior Court Bench voted to allow the current [Emergency Bail Schedule](#) and [Citation and Release Orders](#) to expire on their terms on July 31, 2022. The [2022 Criminal Bail Schedule](#) adopted by the Bench under California Penal Code Section 1269b(d) in February, 2022 remains in full force and effect. This schedule is applied to all accused persons arrested and in pretrial custody and all accused persons held in pretrial custody. The Statewide Emergency Bail Schedule enacted by the Judicial Council of California was previously rescinded.

“California law requires judges to consider whether non-monetary or other conditions of release, such as supervised release with conditions, will reasonably protect the alleged victim and the public and assure future court appearances. This is an individualized consideration of the relevant factors based upon the available evidence. A defendant charged with a serious or violent offense may not be released on other than scheduled bail until a hearing is held in open court where such evidence is presented. Bail setting is a discretionary judicial decision, and judges retain the legal authority to grant or deny bail as authorized by article I, sections 12 or 28(f)(3) of the California Constitution, to set a higher bail for any offense, and/or to order conditions of release deemed appropriate for any offense,” said Presiding Judge Theodore C. Zayner.

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