

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR MULTNOMAH COUNTY

In the Matter of the Conversion of) PRESIDING JUDGE ORDER NO. 2001-00000
Warrants to Citations in Lieu of)
Warrants in Certain Cases due to) ORDER AUTHORIZING OFFICERS,
Level III Emergency) UPON EXECUTING A WARRANT,
) TO ISSUE A CITATION IN LIEU;
) ORDER VACATING WARRANTS UPON
) ISSUANCE OF CITATION IN LIEU

I issue this ORDER because of the following emergency conditions and service disruptions and the related findings.

The Court finds as follows:

On Monday, March 16, 2020, Oregon Supreme Court Chief Justice Martha Walters issued an Order Imposing Level III restrictions on Court Operations due to the Governor's emergency declaration regarding the COVID-19 virus. The order is imposed to slow the spread of the COVID-19 virus and to minimize health risks to court personnel, litigants, representatives, and others who come to courthouses, while meeting the courts' obligations to the public. Within that order is a direction that Courts must explore alternatives to current arrest and detention policies including use of cite-in-lieu of arrest where appropriate to keep jail population at a minimum.

These conditions create good cause to change the process for executing warrants until March 27, 2020. It may be extended or amended by further order.

Pursuant to Chief Justice Order No. 20-006, attached, I order as follows:

For all misdemeanor cases (other than the ones listed below) in which there is an existing warrant for failure to appear or an existing arrest warrant, officers authorized to conduct arrests under ORS 133.220 may issue a citation in lieu of executing the warrant as authorized by ORS 133.055 to 133.076. Upon issuance of the citation in lieu, the warrant not executed is deemed vacated by this order.

For all cases in which a person is on formal or bench probation for a misdemeanor crime (other than the ones listed below), and there is an existing warrant for a probation violation, officers authorized to conduct arrests under ORS 133.220 may issue a citation in lieu of executing the warrant as authorized by ORS 137.553 to 137.557. Upon issuance of the citation in lieu, the warrant not executed is deemed vacated by this order. This process is in place for both judicial warrants as well as administrative sanctions under ORS 137.593 to ORS 137.599.

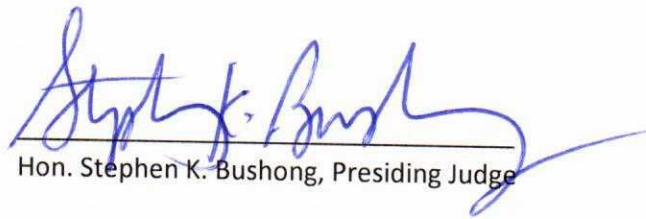
The above-described process does not apply to any person-to-person Class A misdemeanor as defined by OAR 213-003-0001(15) or any attempt to commit a Class C person felony as defined by OAR 213-003-0001(14).

The court will work with the State Court Administrator to advise the following people and authorities as soon as possible:

- Chief Justice of the Oregon Supreme Court
- State Court Administrator
- State and local authorities
- Oregon State Bar and local bar association
- State and local news media.

This order takes effect immediately.

DATED this 17th day of March, 2020.



Hon. Stephen K. Bushong, Presiding Judge