

**SECOND JUDICIAL CIRCUIT**  
**BUTLER, CRENSHAW AND LOWNDES COUNTIES**

**ADMINISTRATIVE ORDER**  
**JAIL PROCEDURES – CORONAVIRUS**

The President of the United States having declared a national emergency and the Governor of Alabama having declared a state of emergency for the State of Alabama the Alabama Supreme Court on March 13, 2020, entered an Administrative Order suspending all in-person court proceedings for the next thirty (30) days with the following exceptions:

1. Proceedings necessary to prevent constitutional rights of criminal defendants, including bond-related matters and plea agreements for incarcerated individuals.
2. Civil and criminal jury trials that are in progress as of March 13, 2020.
3. Proceedings related to protection from abuse.
4. Proceedings related to emergency child custody and protection orders.
5. Department of Human Resources emergency matters related to child protection.
6. Proceedings related to petitions for temporary injunctive relief.
7. Proceedings related to emergency mental health orders.
8. Proceedings related to emergency protection of elderly or vulnerable persons.
9. Proceedings directly related to the COVID-19 public health emergency.
10. Any emergency proceedings as needed by law enforcement.
11. Other exceptions as approved by the Chief Justice.

Any permitted in-court proceedings are limited to attorneys, parties, witnesses, security officers and other necessary persons as determined by the trial judge.

Any Alabama State or local rule, criminal or civil, that impedes a Judge or Court Clerk's ability to utilize available technology to limit in-person contact is suspended until April 16, 2020.

Due to the existing circumstances after consultation with the Sheriff, in order to protect the health and welfare of the County Sheriff, Law Enforcement, Corrections

Officers, Attorneys, inmates and the general public the following procedures have been installed effective immediately and until further notice.

1. The Sheriff and staff shall keep the Presiding Judge or other Judges advised of any inmates that are at high risk of exposure to the coronavirus and make a recommendation about some type of release from custody.
2. The Sheriff and staff shall continuously monitor the jail population for any inmates that are not a public safety risk for consideration by the courts for possible release.
3. Any new arrestee brought to the County Jail on any violation, misdemeanors, Class D felony, Class C felony, and any other non-violent offense will be processed outside of the jail and released on a (Personal Recognize) Signature Bond. See section 12-25-32(15) Definition of Violent Offense, attached hereto if there are questions as to whether the offense charged is a violent offense. Bond amounts shall be set according to the Court's Minimum Bond Schedule.
4. Any inmate sentenced to the custody of the Sheriff on a violation, misdemeanor, Class D or C felony shall be considered in the custody of the Sheriff and the Sheriff shall determine the type of confinement which may include electronic monitoring. If any inmate is sentenced to serve time in jail then the Sheriff shall confine the inmate in jail, unless the sentencing Judge consents to other confinement.
5. Prior to the release of any inmate or arrestee released pursuant to this Extraordinary Procedure, the Sheriff shall obtain a current address and telephone number for the Defendant and advise the Defendant the he/she is to keep the court and their attorney informed of any change of address or telephone number, as a condition of his/her release.
6. Upon Motion of the District Attorney or Prosecutor or on Motion of the court, the court may modify the conditions of release.

This extraordinary Order shall remain in effect until amended or vacated.

The Clerk shall maintain a copy of this Order and disburse copies to Judges, Sheriffs, District Attorney, Police Chiefs and Municipal Judges of all municipalities in the 2nd Judicial Circuit, and local bar members.

Done this the **18<sup>th</sup>** day of **March, 2020**.

/S/ TERRI BOZEMAN LOVELL  
**CIRCUIT JUDGE**