



NOTICE OF EXPIRATION OF CARES ACT AUTHORITIES

On April 10, 2023, following House and Senate passage, the President signed into law a Joint Resolution (H.J. Res. 7), which provides that “the national emergency declared by the finding of the President on March 13, 2020, in Proclamation 9994. . . is hereby terminated.” As a result, the authority to use video and teleconferencing technologies in certain criminal proceedings under § 15002(b) of the CARES Act will expire on Wednesday, May 10, 2023. Accordingly, please be advised that effective May 11, 2023, the federal judiciary will return to pre-pandemic practices and may use video or teleconferencing technologies only pursuant to the provisions of the Federal Rules of Criminal Procedure or any relevant statutes that applied before the CARES Act.

Additionally, the end of the national emergency declaration does not immediately affect the use of teleconferencing technology to provide remote audio-only public access to civil and bankruptcy proceedings, which may continue at this time pursuant to the temporary exception to the Judicial Conference broadcasting policy. The Judiciary’s Court Administration and Case Management Committee (CACM) is in the process of formulating a recommendation to the Executive Committee for action on an expedited basis on behalf of the Judicial Conference with regard to finding that the conditions due to the emergency declared by the President with respect to COVID-19 are no longer materially affecting the functioning of the federal courts generally or a particular district, which would trigger the 120-day grace period before the expiration of the temporary exception to provide audio-only remote public access to such proceedings.

Additional guidance will be provided upon any further action by CACM and the Executive Committee of the Judicial Conference.