



FELONY BAIL SCHEDULE

JANUARY 2012

I. BAIL SETTING

- A. The Felony Bail Schedule is the presumptive bail for each statutory offense. However, the Felony Bail Schedule also allows law enforcement officers to increase the bail, without prior approval of a Judge, by the amount corresponding to statutes which call for sentencing enhancements when there are facts present that fall within the statutory enhancement. (Robbery - \$25,000, plus \$15,000 if firearm is used = \$40,000; further, infliction of great bodily injury, an additional increase of \$25,000, for a total of \$65,000.)
- B. Law enforcement officers may also seek a bail other than that provided by the presumptive Felony Bail Schedule as circumstances warrant by contacting a Judge. This contact should be made in the order set forth on the rotational schedule which is provided to law enforcement officers every six months. The Judge may be contacted at any time, day or night.
- C. If a defendant is booked on a charge involving a "Third Strike" under the provisions of Penal Code § 1170.12, \$250,000 shall be added to the presumptive bail for a second strike offense as set forth in the Felony Bail Schedule, \$500,000 shall be added to the presumptive bail for all third strike offenses.
- D. If a single defendant is booked on multiple charges for a single incident, bail should be set only for the highest statutory offense. A series of incidents, i.e., robberies, burglaries, would be considered multiple incidents and a separate presumptive bail should be set for each incident.

II. DEFAULT BAIL

- A. The presumptive bail for any felony charge not specifically listed in the Felony Bail Schedule shall be \$10,000. The bail may be enhanced in the same manner as if the felony charge were listed in the Felony Bail Schedule. Presumptive bail may be lowered or raised at the discretion of the judge. Unless otherwise indicated, bail for a misdemeanor that could have been charged as a felony should be half the felony bail schedule.
- B. The letter "F" designates an alleged felony violation; a crime which is punishable with death or by imprisonment in the state prison.