# LAKE COUNTY SUPERIOR COURT

## UNIFORM BAIL SCHEDULE

Pursuant to the provisions of Penal Code § 1269b, subdivision (c), the following uniform countywide schedule of bail for all bailable felony offenses and for all misdemeanor offenses is hereby adopted. This schedule sets bail for the release of prisoners arrested without a warrant on bailable felony charges and on all misdemeanor charges.

**The burden is on a peace officer to request an order setting a higher bail if the scheduled bail is inadequate. In that event, a peace officer shall prepare a declaration under penalty of perjury setting forth the facts and circumstances in support of his or her belief and file it with the magistrate. See Penal Code** §1269c.

For any felony charge, not listed on this schedule, the bail shall be:

| Aggravated Term for Offense | Bail |
|---|---|
| 3 years | $15,000 |
| 4 years | $20,000 |
| 5 years | $25,000 |
| 6 years | $30,000 |
| 7 years | $35,000 |
| 8 or more years | $50,000 |
| All life sentences | $1,000,000 |

If a prisoner has been arrested on more than one felony charge or on a felony and a misdemeanor charge, the bail for the most serious felony charge shall be used. If a prisoner has been arrested on more than one misdemeanor charge, the bail for the most serious misdemeanor charge shall be used.

If there are felony charges for different dates, the bail amounts for the most serious charge for each date are added together. If there are felony charges involving more than one victim, the bail amounts for the most serious charge for each victim are added together. For example: 459 1st degree on May 9 on victim A, 459 1st degree on May 16 on victim B, 594 on May 16 on victim B and 496 on May 16 on Victim C= $50,000 + $50,000 + $15,000 = $115,000 total bail.

Enhancements are prison terms added to the sentence because of the way the crime was committed or because of the status of the defendant. For each enhancing factor relating to the most serious felony offense chargeable in the complaint, additional bail shall be required in the amounts shown on the attached Schedule of Bail Enhancing Factors (page 8). There is no limit on adding amounts for enhancements. For any enhancement which is not listed the bail amount is $25,000.

Date Adopted: March 31, 2016

Andrew Blum, Presiding Judge

Michael Lunas, Asst. Presiding Judge

Richard Martin, Judge

Stephen Hedstrom, Judge

**Health and Safety Code - Numerically by Section:**

| Section | Offense | Bail |
|---|---|---|
| 11351 | Possession of Controlled Substance for Sale | $25,000 |
| 11351.5 | Possession for Sale of Cocaine | $30,000 |
| 11352(a) | Sale/Transportation of Controlled Substance | $35,000 |
| 11353 | Adult Inducing Controlled Substance Violation by Minor | $75,000 |
| 11353.5 | Adult Sale to a Minor at School/Playground/Church | $50,000 |
| 11353.7 | Adult Sale to a Minor in Public Park | $50,000 |
| 11370.1 | Possession of Controlled Substance and Firearm | $50,000 |
| 11378 | Possession of Non-Narcotic Controlled Substance for Sale | $25,000 |
| 11378.5 | Possession of PCP for Sale | $30,000 |
| 11379(a) | Sale/Transportation of Non-Narcotic Controlled Substance | $35,000 |
| 11379.5 | Sale/Transportation of PCP | $40,000 |
| 11379.6 | Manufacturing a Controlled Substance | $100,000 |
| 11380 | Adult Inducing Non-Narcotic Violation by Minor | $75,000 |
| 11383 | Possession of Materials to Manufacture Controlled Sub. | $50,000 |

**Penal Code - Numerically by Section:**

| Section | Offense | Bail |
|---|---|---|
| 37 | Treason | $1,000,000 |
| 128 | Perjury Causing Execution of Innocent Person | $1,000,000 |
| 182 | Conspiracy to Commit Felony | Same as Felony |
| 182(a)(6) | Conspiracy Against a Public Official | $500,000 |
| 187 | Murder | $1,000,000 |
| 187 | Murder (Special Circumstances) | No Bail |
| 191.5(a) | Vehicular Manslaughter w/Drugs or Alcohol, w/ Gross Neg. | $250,000 |

| Section | Offense | Bail |
|---|---|---|
| 191.5(b) | Vehicular Manslaughter w/Drugs or Alcohol, w/o Gross Neg. | $100,000 |
| 192(a) | Voluntary Manslaughter | $300,000 |
| 192(b) | Involuntary Manslaughter | $100,000 |
| 192(c)(1) | Vehicular Manslaughter w/o Drugs or Alcohol, w/Gross Neg. | $150,000 |
| 192(c)(3) | Vehicular Manslaughter w/Collision for Financial Gain | $250,000 |
| 192.5(a) | Vessel Manslaughter, w/Drugs or Alcohol, w/Gross Neg. | $250,000 |
| 192.5(b) | Vessel Manslaughter, w/Drugs or Alcohol, w/o Gross Neg. | $100,000 |
| 192.5(c) | Vessel Manslaughter, w/o Drugs or Alcohol, w/Gross Neg. | $150,000 |
| 203 | Mayhem | $500,000 |
| 207 | Kidnapping | $300,000 |
| 207(b) | Kidnapping Victim under 14 | $500,000 |
| 209(a) | Kidnapping for Ransom or Extortion | $1,000,000 |
| 209(b) | Kidnapping for Robbery | $1,000,000 |
| 209.5 | Kidnapping During Carjacking | $1,000,000 |
| 210.5 | False Imprisonment – Kidnap to Evade Arrest | $1,000,000 |
| 212.5(a) | Robbery First Degree | $150,000 |
| 212.5(b) | Robbery of Person Using Automated Teller Machine | $150,000 |
| 212.5(c) | Robbery Second Degree | $100,000 |
| 213(a)(1)(A) | Robbery of Inhabited Dwelling - w/two or more Persons | $250,000 |
| 213 | Attempted Robbery Second Degree | $50,000 |
| 215 | Carjacking | $150,000 |
| 220 | Assault with Intent to Commit Felony | $50,000 |
| 243(d) | Battery with Serious Bodily Injury | $30,000 |
| 244 | Assault with Caustic Chemicals | $30,000 |
| 245(a)(1) | ADW not a firearm or w/Force Likely to Cause GBI | $25,000 |

| Section | Offense | Bail |
|---|---|---|
| 245(a)(2) | Assault with a Firearm | $50,000 |
| 245(a)(3) | Assault with Machine Gun or Assault Weapon | $200,000 |
| 245(b) | Assault with Semiautomatic Firearm | $100,000 |
| 245(c) | ADW w/o Firearm on Peace Officer | $50,000 |
| 245(d)(1) | Assault w/Firearm on Peace Officer | $100,000 |
| 245(d)(2) | Assault w/Semiautomatic Firearm on Peace Officer | $150,000 |
| 245(d)(3) | Assault w/Machinegun/Assault Weapon on Peace Officer | $250,000 |
| 245.2 | ADW on Public Vehicle Operator | $50,000 |
| 245.3 | ADW on Custodial Officer | $50,000 |
| 245.5(a) | ADW w/o Firearm on School Employee | $50,000 |
| 245.5(b) | ADW w/ Firearm on School Employee | $100,000 |
| 245.5(c) | ADW w/Stun Gun or Taser on School Employee | $35,000 |
| 246 | Discharge Firearm at Inhabited Dwelling/Vehicle/Aircraft | $100,000 |
| 261 | Rape | $100,000 |
| 262 | Spousal Rape | $100,000 |
| 264.1 | Rape in Concert | $200,000 |
| 269 | Aggravated Sexual Assault on Child Under 14 | $500,000 |
| 273a(a) | Willful Cruelty to a Child | $75,000 |
| 273ab | Assault on Child Under 8 Resulting in Death | $1,000,000 |
| 273d | Inflicting Traumatic Condition on a Child | $75,000 |
| 273.5 | Inflicting Traumatic Condition on Spouse/Cohabitant | $25,000 |
| 278 | Child Stealing | $35,000 |
| 286(c) | Sodomy | $50,000 |
| 286(d) | Sodomy in Concert | $100,000 |
| 288(a) | Lewd and Lascivious Act w/Child Under 14 | $75,000 |

| Section | Offense | Bail |
|---|---|---|
| 288a(c) | Oral Copulation – Victim Under 14/Def. 10 Years Older | $100,000 |
| 288a(d) | Oral Copulation in Concert | $100,000 |
| 288.5 | Continuous Sexual Abuse of Child | $200,000 |
| 289 | Forcible Penetration w/Foreign Object | $50,000 |
| 451(a) | Arson w/GBI | $250,000 |
| 451(b) | Arson of Inhabited Structure or Forest Land | $100,000 |
| 451(c) | Arson of Structure or Forest Land | $50,000 |
| 451.5 | Aggravated Arson | $500,000 |
| 459/460(a) | Residential Burglary | $50,000 |
| 664/190 | Attempted Murder | $200,000 |
| 653f(b) | Soliciting Murder | $200,000 |
| 1320(b) | FTA Released on OR on Felony | $20,000 |
| 1320.5 | FTA Released on Bail on Felony | $20,000 |
| 4501 | Aggravated Assault by Prisoner | $100,000 |
| 4502 | Possession of a Weapon by Prisoner | $50,000 |
| 4530 | Escape or Attempted Escape from Jail w/Force | $50,000 |
| 11418 | Possession of Weapons of Mass Destruction | $500,000 |
| 11418.5 | Threat to Use Weapon of Mass Destruction | $100,000 |
| 11419 | Possession of Restricted Biological Agents | $500,000 |
| 18715 | Possession of Destructive Device in Public Place/Vehicle | $100,000 |
| 18720 | Possession of Material/ Intent to Make a Destructive Device | $50,000 |
| 18725 | Placing Destructive Devise in Common Carrier | $100,000 |
| 18730 | Sale or Transportation of Destructive Device | $50,000 |
| 18740 | Possession Destructive Device w/Intent to Injure | $250,000 |
| 18745 | Ignite/Explode Destructive Devise w/Intent to Murder | $500,000 |
| 18750 | Explosion of Destructive Device Causing Injury | $250,000 |

| | | |
|---|---|---|
| 18755 | Explosion of Destructive Device Causing Death/Mayhem | $1,000,000 |
| 20110(a) | Placing or Maintaining a Booby Trap | $35,000 |
| 25400(c)(1) | Felon with Concealed Weapon | $25,000 |
| 25400(c)(2) | Knowingly Carrying Stolen Concealed Weapon | $25,000 |
| 25400(c)(3) | Carrying Concealed weapon/Gang Member | $25,000 |
| 26100(c) | Personally Shooting from Motor Vehicle | $250,000 |
| 30600(a) | Manufacture, Transportation or Sale of Assault Weapon | $50,000 |

**Vehicle Code - Numerically by Section:**

| Section | Offense | Bail |
|---|---|---|
| 2800.2 | Evading Peace Officer w/Willful/Wanton Disregard | $35,000 |
| 2800.3 | Evading Peace Officer w/Death or Serious Bodily Injury | $100,000 |
| 10851 | Vehicle Theft | $15,000 |
| 20001 | Hit and Run w/Injury | $50,000 |
| 23104 | Reckless Driving Causing GBI | $30,000 |
| 23152/23550.5 | DUI w/Three or More Priors | $50,000 |
| 23153 a/b | DUI w/Injury | $30,000 |
| 23153 a/b | DUI w/Injury and Prior DUI Offense | $50,000 |

## Schedule of Bail Enhancing Factors

### Penal Code Bail Enhancing Factors – Numerically by Section:

| Section | Offense | Bail |
|---|---|---|
| 667(e)(1)(C)/ 1170.12(c)(2)(C) | Strike Prior (applies once) | $100,000 |
| 667.5(b) | Prior Prison Term | $10,000 |
| 667.61 | One Strike Sex Offense | $500,000 |
| 12022(c) | Personally Armed w/Firearm | $50,000 |
| 12022.5 | Use of Firearm/Assault Weapon/Machine Gun | $50,000 |
| 12022.53(b) | Personal Use of Firearm While Committing a Felony | $100,000 |
| 12022.53(c) | Discharges Firearm in Commission of Felony | $250,000 |
| 12022.53(d) | Discharges Firearm Causing Death or GBI | $500,000 |

### Health and Safety Code Bail Enhancing Factors

| Section | Offense | Bail |
|---|---|---|
| 11370.2 | Prior Commercial Controlled Substance Offense | $45,000 |
| All Other Health and Safety Code Enhancing Factors | | $25,000 |

## UNIFORM MISDEMEANOR BAIL

## LAKE COUNTY SUPERIOR COURT

**Penal Code - Numerically by Section:**

| Section | Offense | Bail |
|---|---|---|
| 136.1 | Intimidation of Witnesses/Victims | $10,000 |
| 136.2 | Violating Court Orders | $10,000 |
| 166 | Contempt of Court | $10,000 |
| 192 | Vehicular Manslaughter | $10,000 |
| 243(e)(1) | Domestic Battery | $10,000 |
| 243.4 | Sexual Battery | $10,000 |
| 273.5(a) | Domestic Violence | $10,000 |
| 288.2 | Harmful Matter Sent to Seduce Minor | $10,000 |
| 288.4 | Contact of Minor to Commit Sexual Offense | $10,000 |
| 290 | Failure of Sex Offender to Register | $10,000 |
| 314 | Indecent Exposure | $10,000 |
| 415 | Disturbing the Peace | $1,000 |
| 417 | Exhibit Deadly Weapon or Firearm | $10,000 |
| 417.3 | Exhibit Firearm to Vehicle Occupant | $10,000 |
| 417.4 | Draw or Exhibit Imitation Firearm | $10,000 |
| 484(a) | Petty Theft | $2,500 |
| 594 | Vandalism | $2,500 |
| 602 | Trespassing | $2,500 |
| 647(f) | Public Intoxication | $1,000 |
| 647.6 | Annoying or Molesting a Child | $10,000 |
| All Other Penal Code Violations | | $5,000 |

**Business and Professions Code:**

| Section | Offense | Bail |
|---|---|---|
| 4140 | Unauthorized Possession of Hypodermic Needle or Syringe | $5,000 |
| All other Business and Professions Violations | | $2,500 |

**Health and Safety Code:**

| Section | Offense | Bail |
|---|---|---|
| 11350 | Possession of Controlled Substance | $10,000 |
| 11377 | Unauthorized Possession-Controlled Substance: Prescription | $10,000 |
| All other Health and Safety Code Violations | | $5,000 |

**Vehicle Code - Numerically by Section:**

| Section | Offense | Bail |
|---|---|---|
| 2800.1 | Evading a Peace Officer | $10,000 |
| 10851 | Vehicle Theft | $10,000 |
| 14601.2 | Driving While Suspended for DUI | $5,000 |
| 14601.2 | Driving While Suspended for DUI - 1 or more priors | $10,000 |
| 20002(a) | Hit and run | $10,000 |
| 23152 | DUI | $5,000 |
| 23152 | DUI with 1 prior | $15,000 |
| 23152 | DUI with 2 priors | $30,000 |
| All other Vehicle Code Violations | | $2,500 |