

**UNIFORM BOND
SCHEDULE**



**CHIEF JUDGE
ADMINISTRATIVE ORDER
2012-02
Replacing 1996-1**

It is ordered that the following bond schedule shall be effective June 1, 2012, throughout the courts of the Twelfth Judicial District. Such schedule is to be used as a minimum guide with each Judge within the district having discretion to increase or decrease the amount of bond in individual cases.

<u>FELONIES</u>	<u>PENALTY</u>	<u>BOND</u>
Class I	Life/Death	Not allowed except by specific order of the Court
Class II	48 years	To be set by Court
Class III	32 years	\$50,000 Crimes Against Persons* \$25,000 Crimes Against Property**
Class IV	16 years	\$20,000 Crimes Against Persons* \$10,000 Crimes Against Property**
Class V	8 years	\$5,000 Crimes Against Persons* \$2,500 Crimes Against Property**
Class VI	4 years	\$2,000 Any/All Crimes

*Crimes Against Person are defined as any crime directed at a person, including all domestic violence charges, all crimes of violence, homicides, assaults, robbery, sexual assaults, manslaughter, child abuse, kidnapping, vehicular homicide or assault, aggravated habitual traffic offenses, menacing, extortion, reckless endangerment, stalking, violation of a protection order, contributing to the delinquency of a minor, theft from a person, crimes against children, obscenity, prostitution, public indecency or indecent exposure, crimes against public peace and order (obstructing government operations, resisting arrest, riots, disorderly conduct, vehicular eluding, harassment, etc.), escape, bribery, abuse of public office, perjury, crimes against judicial proceedings, cruelty towards animals, treason, insurrection, any weapons violations and any controlled substance violations (except Distribution of Schedule I or II substances, which are set at \$50,000.00; see below).

**Crimes Against Property are defined as any crime directed at other than a person, including burglary, theft (except theft from a person), criminal mischief, arson, trespass, forgery, fraud, identity theft, impersonation, abuse of telephone or telegraph service (except when accompanied by a domestic violence allegation), and gambling.

<u>MISDEMEANORS</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>BOND</u>
Class I	6 months	24 months	\$1,000.00
Class II	3 months	12 months	\$500.00
Class III		6 months	\$250.00
Violation of Restraining Order			\$1,000.00

<u>PETTY OFFENSES</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>BOND</u>
Class I		6 months	\$250.00

<u>TRAFFIC OFFENSES</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>BOND</u>
Class I	10 days	1 year	\$250.00
Class II	10 days	90 days	\$100.00

<u>SPECIFIC OFFENSES</u>	<u>BOND</u>
Driving Under Restraint when the Defendant's License is Restrained for a prior DUI or DWAI. See C.R.S. 16-4-103(1)(b)	\$10,000.00
Vehicular Eluding committed while Driving Under the Influence. See C.R.S. 16-4-103(1)(b.5)	\$50,000.00
Distribution of Schedule I or II Controlled Substance. See C.R.S. 16-4-103(1)(d(I))	\$50,000.00
Driving Under the Influence	\$500.00
Driving While Ability Impaired	\$500.00
Eluding	\$500.00
Hit & Run	\$500.00
Driving Under Point Suspension	\$500.00
Driving Under FRA Suspension	\$500.00
Speed Contest	\$150.00
Speeding over 20 mph	\$200.00

Traffic Violations – The bond for any other motor vehicle violation not listed above shall be the amount of the fine set by the violation tables (C.R.S.42-4-1701), surcharge, victim's compensation charge, if any, and \$21.00 court costs. Do NOT include costs when setting felony bonds.

Game and Fish Violations – For Game and Fish Violations classified as felonies or misdemeanors use the above bond schedule to set the appropriate bond. If the violation is not classified, set bond at fine set by statute, plus 37% surcharge, plus court costs of \$21.00.

Violations involving Domestic Violence – Pursuant to C.R.S. 18-6-803.6(1), all persons charged with crimes involving domestic violence as defined in C.R.S. 18-6-800.3(1), shall be arrested, and, as required by C.R.S. 18-1-1001(5), shall not be released on bail until a judge has advised the person concerning the terms of the mandatory restraining order in criminal cases (C.R.S. 18-1-1001) and until the person has acknowledged the restraining order as a condition of any bond.

Parolees arrested for Certain Offenses—No bail shall be set for a parolee who is arrested for a crime of violence, for an offense alleging the use or possession of a deadly weapon, for an offense that caused bodily injury to another person or for the possession of a weapon by a previous offender until seventy-two (72) hours after the time of the arrest. C.R.S. § 16-4-101(5).

NOTES

1. The amount of bond opposite the classified criminal offense in this schedule shall be the bail for the offense or offenses charged unless otherwise ordered by a judge.
2. The bond listed on the above schedules shall be tripled if the defendant is on probation, parole or has other charges pending at the time the bond is set.
3. If a person is charged with more than one offense, no greater bail than the highest bail for a single offense shall be required; e.g. the defendant is charged with DUI and speeding. Then bail would be the amount of the DUI only. E.g. the defendant is charged with second degree burglary (F-4), felony theft (F-5) and first degree criminal trespass (F-5). In this example, bail would be \$10,000.00 for the F-4 felony. Bail shall not be accumulated except when there are multiple violations as set forth on the violation tables. (For traffic cases.)
4. All bonds accepted under this schedule shall command the person charged with the offense to appear before the Court at a date and time certain which shall be the Court's regularly scheduled arraignment day or the Court's next business day, as the affected court may direct. If the officer has issued a Summons and Complaint, then the return date on the bond shall be the same date that the arresting officer set in the Summons and Complaint. If the Court has set an appearance date, then the return date on the bond shall be the date and time the Court has set.
5. Any person who does not post bond must be taken to the affected court at the earliest possible time but not later than the next advisement session.
6. If a person is arrested on a warrant, the amount of bail set in the warrant will control.
7. All persons arrested on warrants issued in a civil case shall be required to post the bond set in the warrant.
8. Law enforcement officials, or their authorized deputies, of the Twelfth Judicial District, may release an arrested person only upon posting of the required bond, unless otherwise authorized by the judge of the affected court or one of the district judges.

9. In a county with a pretrial services program, the judge may grant a PR Bond on any case where the judge finds it appropriate after review of the recommendations of the pretrial services program.
10. In a county that does not have a pretrial services program, no PR Bonds will be given in Felonies or Class I Misdemeanors unless approved by the Judge and District Attorney. Contact D.A. for approval before contacting judge.
11. Law enforcement officials have discretion to approve PR Bonds for any lower offenses pursuant to the provisions of CRS 16-4-111.
12. Property bonds are to be made ONLY through the court clerk's office.
13. All prior bond schedules used or relied on are hereby rescinded.

Dated this 16th day of May, 2012, and Effective June 1, 2012.

BY THE COURT:

Pattie P. Swift
Chief Judge

cc: All Judges, Sheriffs, Court Clerks, District Attorney, Public Defender, and Police Agencies of the Twelfth Judicial District