

**San Bernardino County  
2017 Bail Schedule**

CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
PENAL CODE		
32	ACCESSORIES	25,000 50,000 if serious-violent or half the amount of the principal offense, whichever is greater
67	BRIBERY OF STATE EXECUTIVE OFFICER...	25,000
67.5	BRIBERY OF PUBLIC OFFICER OR EMPLOYEE (If theft or thing given or offered would be grand theft)...	25,000
68	BRIBE, SOLICITING BY PUBLIC OFFICER OR EMPLOYEE...	25,000
69	RESISTING ARREST/THREATENING OFFICER...	50,000
76	THREATS TO THE LIFE OF AN OFFICIAL OR JUDGE...	250,000
92, 93	BRIBERY, OFFERING, ACCEPTING BY JUDGES, JURORS, REFEREES...	100,000
113	MANUFACTURING FALSE DOCUMENTS TO CONCEAL TRUE CITIZENSHIP...	75,000
114	USING FALSE DOCUMENTS TO CONCEAL TRUE CITIZENSHIP...	50,000
115	OFFERING FORGED/FALSE DOCUMENTS FOR FILING...	35,000
118	PERJURY...	50,000
127	SUBORNATION OF PERJURY...	50,000
136.1(c)	PREVENTING, DISSUADING WITNESS FROM ATTENDANCE,	100,000

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
	TESTIFYING...	
137(a)(b)	INFLUENCING TESTIMONY...	100,000
149	ASSAULT BY OFFICER UNDER COLOR OF AUTHORITY...	50,000
165	BRIBERY OF COUNCILMAN, SUPERVISOR, ETC...	25,000
182	CONSPIRACY...	Same as substantive offense
186.10(a)	MONEY LAUNDERING	50,000 or double the amount involved, whichever is greater
186.22(a)	MEMBER CRIMINAL STREET GANG	100,000
187	MURDER – with special circumstances... All other murders...	No Bail 1,000,000
191.5	VEHICULAR HOMICIDE (DUI with gross negligence)..	250,000
192(a)	MANSLAUGHTER – Voluntary...	250,000
192(b)	MANSLAUGHTER – Involuntary...	75,000
192(c)(1)	MANSLAUGHTER – Driving vehicle with gross negligence...	100,000
192(c)(2)	MANSLAUGHTER – Driving vehicle without gross negligence...	75,000
192(c)(3)	VEHICULAR HOMICIDE - (financial gain)...	250,000
203	MAYHEM...	100,000
205	AGGRAVATED MAYHEM (LIFE)...	1,000,000
207	KIDNAPPING...	250,000
See 667.8(a)	KIDNAPPING FOR PURPOSE OF FELONY SEXUAL OFFENSE...	500,000

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
207(b)	KIDNAPPING VICTIM UNDER 14...	500,000
209(a)	KIDNAPPING FOR RANSOM OR EXTORTION...	1,000,000
209(b)	KIDNAPPING FOR ROBBERY (LIFE)...	1,000,000
209.5	KIDNAPPING DURING A CARJACKING...	1,000,000
210.5	FALSE IMPRISONMENT – KIDNAP TO EVADE ARREST...	250,000
211	ROBBERY 212.5(a)(b) 1 <sup>st</sup> Degree... 212.5(c) 2 <sup>nd</sup> Degree...	200,000 100,000
215	CARJACKING...	250,000
See 664	ATTEMPTED ROBBERY...	50,000
214	TRAIN ROBBERY...	100,000
217.1	ATTEMPT TO KILL SPECIFIED PUBLIC OFFICIALS...	500,000
218	DERAILING OR WRECKING TRAIN...	100,000
219	TRAINWRECKING (LIFE)...	1,000,000
219.1	THROWING ROCKS OR MISSILES AT COMMON CARRIER Without injury... With injury...	25,000 50,000
219.2	THROWING OBJECTS OR MISSILES AT TRAIN OR OTHER CONVEYANCE FOR CARRYING PASSENGERS...	25,000
220	ASSAULT WITH INTENT TO COMMIT MAYHEM, RAPE, SODOMY, ORAL COPULATION, OR ANY	Same as Substantive Offense

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
	VIOLETION OF P.C. SECTION – 264.1, 288 OR 289...	
222	ADMINISTERING DRUGS TO AID FELONY...	25,000
236	FALSE IMPRISONMENT...	50,000
241.1	ASSAULT – Upon custodial officer...	50,000
243	BATTERY...	
	243(c) Upon a peace officer or fireman with injury...	50,000
	243(d) With serious bodily injury...	100,000
243.1	BATTERY – Upon custodial officer in performance of duties...	50,000
243.4	SEXUAL BATTERY...	50,000
243.9	ADULT GASSING...	75,000
244	ASSAULT WITH CHEMICALS...	100,000
245(a)(1)	ASSAULT WITH DEADLY WEAPON	50,000
245(a)(2)	ASSAULT WITH A FIREARM...	50,000
245(a)(3)	ASSAULT WITH A MACHINEGUN	250,000
245(a)(4)	ASSAULT BY MEANS OF FORCE LIKELY TO PRODUCE GREAT BODILY INJURY...	50,000
245(c)	ASSAULT WITH DEADLY WEAPON OTHER THAN A FIREARM OR FORCE LIKELY TO PRODUCE GREAT BODILY INJURY UPON A PEACE OFFICER OR FIREMAN...	50,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
245(d)(1)	ASSAULT WITH A FIREARM UPON A PEACE OFFICER OR FIREMAN...	250,000
245(d)(2)	ASSAULT WITH A SEMIAUTOMATIC UPON A PEACE OFFICER/FIREMAN...	250,000
246	SHOOTING AT INHABITED DWELLING, BUILDING, OCCUPIED MOTOR VEHICLE...	250,000
246.3	DISCHARGE OF FIREARM – GROSS NEGLIGENCE	50,000
261	RAPE...	250,000
261.5	UNLAWFUL SEXUAL INTERCOURSE WITH PERSON UNDER 18...	25,000
262	SPOUSAL RAPE...	250,000
264.1	RAPE IN CONCERT WITH FORCE & VIOLENCE...	250,000
266(h)	PIMPING... If minor...	100,000 150,000
266(i)	PANDERING... If minor...	100,000 150,000
273a(a)	WILLFUL HARM OR INJURY TO CHILD LIKELY TO PRODUCE G.B.I. OR DEATH...	100,000
273d(a)	CORPORAL PUNISHMENT OR INJURY OF CHILD...	50,000
273.5	CORPORAL INJURY OF SPOUSE, COHABITANT, OR MOTHER OR FATHER OF HIS OR HER CHILD... With PC Section 273.5e Priors...	50,000 100,000
278	CHILD STEALING...	50,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
285	INCEST...	50,000
286	SODOMY...	250,000
286(b)(1)	If victim under 18...	50,000
286(b)(2)	If victim under 16 and defendant over 21...	75,000
286(c)(1)	If victim under 14 and defendant more than 10 years older than victim...	100,000
286(c)(2)	If defendant compelled another by force, duress or threats of great bodily injury...	250,000
286(d)	SODOMY – If in concert with force and violence...	250,000
286(e)	If committed in S.P. or C.J....	50,000
286(f)	If victim unconscious of nature of act...	50,000
288(a)	LEWD ACT WITH CHILD UNDER 14 YEARS...	250,000
288(b)	LEWD ACT WITH CHILD UNDER 14 YEARS WITH FORCE...	500,000
288a.	ORAL COPULATION...	
288a.(b)(1)	If victim under 18...	50,000
288a.(b)(2)	ORAL COPULATION – If victim under 16 and defendant under 21...	100,000
288a.(c)	ORAL COPULATION – If victim under 14 and defendant more than 10 years older than victim	150,000
288a.(c)(2)	If defendant compelled another to participate by force, duress or threats of great bodily injury...	150,000
288a.(d)	ORAL COPULATION – If in concert with force and violence...	250,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
288a.(e)	If committed in S.P. or C.J.	50,000
288a.(f)	If victim unconscious of nature of act...	100,000
288.5	Continuous Sexual Abuse of a Child	350,000
289	PENETRATION BY FOREIGN OBJECT...	100,000
290(2)	FAIL TO REGISTER	50,000
311.1	DISTRIBUTING CHILD PORNOGRAPHY	25,000
311.2(b)	BRINGING CHILD PORNOGRAPHY INTO STATE FOR SALE	50,000
311.3	SEXUAL EXPLOITATION OF CHILD With Prior	100,000
311.4	USE OF MINOR FOR RECORDING SEXUAL ACTS With Prior	100,000
314.4	INDECENT EXPOSURE With prior conviction of P.C.288 or 314(I)	25,000
337A	BOOKMAKING...	25,000
368	ELDER ABUSE	50,000 or amount of loss, whichever is greater
405(b)	LYNCHING...	100,000
422	THREATS TO COMMIT CRIME OR GREAT BODILY INJURY...	50,000
422.7	INTERFERENCE WITH CIVIL RIGHTS...	50,000
424	EMBEZZLEMENT OR FALSIFICATION OF ACCOUNTS BY PUBLIC OFFICERS...	50,000 or amount stolen, whichever is greater
451(a)	ARSON CAUSING GREAT BODILY INJURY...	250,000
451(b)	ARSON, INHABITED	250,000

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
	STRUCTURE...	
451(c)	ARSON, STRUCTURE OR FOREST LAND...	100,000
451(d)	ARSON, OTHER PROPERTY...	50,000
452(a)	RECKLESSLY CAUSING FIRE WITH GREAT BODILY INJURY...	50,000
452(b)	RECKLESSLY CAUSING FIRE, INHABITED STRUCTURE...	25,000
452(c)	RECKLESSLY CAUSING FIRE, STRUCTURE OR FOREST LAND...	25,000
453(a)	EXPLOSIVES, FLAMMABLE MATTER, POSSESSION...	50,000
453(b)	FIREBOMB, POSSESSION, MANUFACTURE, DISPOSAL...	50,000
454	ARSON DURING STATE OF EMERGENCY...	150,000
459	BURGLARY Residential... 1 <sup>st</sup> degree person present... All others...	75,000 125,000 25,000
463	LOOTING...	50,000
464	BURGLARY WITH EXPLOSIVES...	50,000
470	FORGERY, INTENT; DOCUMENTS OF VALUE; COUNTERFEITING SEAL; UTTERING; FLASIFICATION OF RECORDS...over \$950	25,000
470a	FORGERY OR COUNTERFEITING DRIVER'S LICENSE OR I.D. CARD...	25,000

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
470b	DISPLAYING OR POSSESSING FORGED DRIVER'S LICENSE OR I.D. CARD WITH INTENT TO ACCOMPLISH A FORGERY...	25,000
471	FORGERY, FALSE ENTRIES IN RECORDS RETURNS...	25,000
472	FORGERY OR COUNTERFEITING OR SEALS; POSSESSION AND CONCEALMENT...	25,000
475	FORGED BILLS OR NOTES, POSSESSION OR RECEIPT...	25,000
475a.	FORGED CHECKS OR WARRANTS, POSSESSION...	25,000
476	FICTITIOUS CHECKS, MAKING, UTTERING...	25,000
476a.	CHECKS N.S.F...	25,000
477,479,480	COUNTERFEITING OF COIN...	25,000
484b	THEFT, DIVERSION OF MONEY RECEIVED FOR SERVICES LABOR, MATERIAL, ETC. – If amount diverted exceeds \$2350...	25,000
484c	EMBEZZLEMENT OF FUNDS FOR CONSTRUCTION....	50,000
484e.(d)	CREDIT CARDS, 4 OR MORE ACQUIRED IN VIOLATION OF P.C. 484(e) IN 12 MONTH PERIOD...	25,000
484f.(a)	CREDIT CARD, MAKE CARD PURPORTING TO BE	25,000
484f.(b)	CREDIT CARD, SIGN	25,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
	FALSE NAME...	
484g.	CREDIT CARD OBTAINED IN VIOLATION OF P.C. 484(e) OR FORGED CARD; USED FOR OBTAINING ANYTHING OF VALUE – If value of goods, etc., received exceeds \$950 in consecutive 6-month period.	25,000
484h.(a)	CREDIT CARD, FRAUDULENT – MERCHANT FURNISHING GOODS WITH KNOWLEDGE OF – If payment received exceeds \$950 in consecutive 6-month period...	25,000
484h.(b)	CREDIT CARD ISSUER – MERCHANT FRAUDULENTLY RECEIVING PAYMENT FROM – If payment received for goods, etc., not furnished goods exceeds \$950in consecutive 6-month period...	25,000
484i.(b)	CREDIT CARD EQUIPMENT, POSSESSION WITHOUT CONSENT OF ISSUER...	25,000
487	GRAND THEFT	50,000 Or amount of theft, whichever is greater
487(c)	GRAND THEFT PERSON...	50,000
487(d)(1)	THEFT OF MOTOR VEHICLE... When there is evidence of a chop shop operation...	50,000 50,000
487(d)(2)	GRAND THEFT – FIREARM...	50,000
496		25,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
	RECEIVING STOLEN PROPERTY IF VALUE MORE THAN \$950  Property = Gun over \$950...	Or amount received, whichever is higher  50,000
496d(a)	RECEIVING STOLEN PROPERTY  Property = Motor Vehicles	50,000 or the value stolen, whichever is greater.
497	STOLEN PROPERTY, BRINGING INTO STATE	25,000 or amount stolen, whichever is higher
498(d)	UTILITY THEFT OVER \$400.00	25,000
502	COMPUTER FRAUD	25,000 or amount stolen, whichever is higher
503	EMBEZZLEMENT	50,000 or amount stolen, whichever is higher
504	EMBEZZLEMENT, MISAPPROPRIATION BY PUBLIC OFFICERS – or amount stolen, whichever is higher...	50,000 or amount stolen, whichever is higher
504a.	EMBEZZLEMENT, DISPOSAL OF PERSONAL PROPERTY UNDER LEASE OR LIEN – or amount stolen, whichever is higher...	25,000 or amount stolen, whichever is higher
504b.	EMBEZZLEMENT OF PROCEEDS OF SALE OF SECURED PROPERTY – or amount stolen, whichever is higher...	25,000 or amount stolen, whichever is higher
505	EMBEZZLEMENT BY CARRIER OR INDIVIDUAL TRANSPORTING PROPERTY FOR HIRE	25,000 or amount stolen, whichever is higher

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506	EMBEZZLEMENT, MISAPPROPRIATION BY TRUSTEE, CONTRACTOR	25,000 or amount stolen, whichever is higher
507	EMBEZZLEMENT BY BAILEE	25,000 or amount stolen, whichever is higher
508	EMBEZZLEMENT BY A CLERK, SERVANT or amount stolen	25,000 or amount stolen, whichever is higher
514	EMBEZZLEMENT OR DEFALCATION OF PUBLIC FUNDS	25,000 or amount stolen, whichever is higher
518, 519	EXTORTION, NOT AMOUNTING TO ROBBERY...	35,000
522	EXTORTION, OBTAINING SIGNATURE BY THREATS...	50,000
523	EXTORTION, THREATENING LETTERS...	35,000
529	FALSE PERSONATION OF ANOTHER...	50,000
530	FALSE PERSONATION – OBTAINING MONEY	50,000 or amount stolen, whichever is higher
530.5	IDENTITY THEFT	50,000 or amount stolen, whichever is higher
532	FALSE PRETENSES...	25,000
548	DEFRAUDING INSURER – or amount taken, whichever is greater...	25,000 or amount stolen, whichever is higher
550	INSURANCE FRAUD...	25,000 or amount taken, whichever is greater
594(b)	VANDALISM If damage over \$10,000	25,000 50,000
594.3	CHURCH VANDALISM...	50,000

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CODE SECTION	OFFENSE	PRESUMPTIVE BAIL
597	MAIMING, MUTILATING, TORTURING, WOUNDING OR KILLING AN ANIMAL	50,000
626.9	FIREARMS AT A SCHOOL...	25,000
626.9a	LOADED WEAPON AT A SCHOOL...	25,000
626.9d	DISCHARGING A WEAPON AT A SCHOOL...	50,000
626.9h	LOADED FIREARM AT A UNIVERSITY...	25,000
626.9i	POSSESSION OF FIREARM AT A UNIVERSITY...	25,000
626.10	ANY WEAPON AT A SCHOOL...	25,000
646.9(a-c)*	STALKING...	150,000
653f.(b)	SOLICIT MURDER...	1,000,000
653f.(c)	SOLICIT RAPE, ETC...	250,000
653w(a)	FAILURE TO DISCLOSE ORIGIN OF RECORDING OR AUDIOVISUAL WORK...	25,000
664	ATTEMPT...	
664(a)	COMPLETED CRIME PUNISHABLE BY S.P. except for attempted murder, attempted robbery, capital and life cases...	25,000 or 1/2 of Substantive Offense whichever is greater
664/187	ATTEMPTED MURDER...	1,000,000
666	PETTY THEFT WITH PRIOR CONVICTION FOR PETTY THEFT ON WHICH TIME WAS SERVED...	50,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
1320(b)	FAIL TO APPEAR ON FELONY O.R. If serious or violent felony	50,000 100,000
4501	ASSAULT WITH DEADLY WEAPON BY PRISON INMATE...	50,000
4501.5	BATTERY ON NON-INMATE BY PRISON INMATE...	50,000
4502	POSSESSION OF DEADLY WEAPON BY PRISON INMATE...	50,000
4503	HOLDING OF HOSTAGES BY PRISON INMATE...	100,000
4530(a)	ESCAPE, ATTEMPTED ESCAPE FROM PRISON WITH FORCE OR VIOLENCE...	Not Bailable
4530(b)	ESCAPE, ATTEMPTED ESCAPE FROM PRISON WITHOUT FORCE OR VIOLENCE...	Not Bailable
4532(a)	ESCAPE, ATTEMPTED ESCAPE BY MISDEMEANANT, INEBRIATE, OR PERSON ON WORK FURLOUGH FROM JAIL, INDUSTRIAL FARM, ETC. (Convicted)... (Not Convicted) plus bail amount on original charge...	Not Bailable 100,000
4532(b)	ESCAPE, ATTEMPTED ESCAPE BY FELON FROM JAIL, INDUSTRIAL FARM, ETC. (Convicted)... (Not Convicted) plus bail amount on original charge...	Not Bailable 100,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
4573	BRINGING CONTROLLED SUBSTANCES INTO JAIL...	25,000
4574	SMUGGLING WEAPON INTO JAIL OR PRISON...	50,000
16590	DANGEROUS WEAPONS, MANUFACTURE, SALE, POSSESSION; CARRYING EXPLOSIVE OR CONCEALED DIRK OR DAGGER...	25,000
18725	CARRYING OR PLACING EXPLOSIVE ON COMMON CARRIER...	500,000
18715	POSSESSION OF DESTRUCTIVE DEVICES OR EXPLOSIVES IN PUBLIC PLACE...	500,000
18740	POSSESSION OF EXPLODING OR DESTRUCTIVE DEVICE OR EXPLOSIVE WITH INTENT TO INJURE...	1,000,000
18745	EXPLODING DESTRUCTIVE DEVICE OR EXPLOSIVE WITH INTENT TO MURDER...	1,000,000
18750	UNLAWFUL EXPLOSION CAUSING BODILY INJURY...	500,000
18720	POSSESSION OF MATERIALS WITH INTENT TO MAKE DESTRUCTIVE DEVICE OR EXPLOSIVE...	150,000
18715 (12303.2)	POSSESSION OF DESTRUCTIVE DEVICES OR EXPLOSIVES IN PUBLIC PLACE...	500,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
18720 (12312)	POSSESSION OF MATERIALS WITH INTENT TO MAKE DESTRUCTIVE DEVICE OR EXPLOSIVE...	150,000
18725 (12303.1)	CARRYING OR PLACING EXPLOSIVE ON COMMON CARRIER...	500,000
18740 (12303.3)	POSSESSION OF EXPLODING OR DESTRUCTIVE DEVICE OR EXPLOSIVE WITH INTENT TO INJURE...	1,000,000
18745 (12308)	EXPLODING DESTRUCTIVE DEVICE OR EXPLOSIVE WITH INTENT TO MURDER...	1,000,000
18750 (12309)	UNLAWFUL EXPLOSION CAUSING BODILY INJURY...	500,000
25400(c) (12025(b)(1))	CONCEALED WEAPON ON PERSON OR IN VEHICLE WITHOUT LICENSE WITH PRIOR FELONY CONVICTION OR PRIOR VIOLATION OF DEADLY WEAPONS ACT...	50,000
25400(c)(5) (12025(b)(5))	CONCEALED WEAPON ON PERSON WITH PRIOR CONVICTION OF CRIMES AGAINST PERSON, PROPERTY OR INVOLVING DRUGS...	25,000
26100(c) (12034(c))	PERSONALLY SHOOTING FROM MOTOR VEHICLE...	250,000
27590(d) (12072(g)(4))	TRANSFER OF FIREARM...	25,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
29800 (12021(a))	CONCEALABLE FIREARMS, OWNERSHIP OR POSSESSION BY FELON, ADDICT...	50,000
29805 (12021(c)(1))	POSSESSION OF A FIREARM BY A PROHIBITED PERSON	50,000
30305(a) (12316(b))	UNLAWFUL POSSESSION OF AMMUNITION...	35,000
31360 (12370)	FELON WITH BODY ARMOR...	100,000
<b>VEHICLE CODE OFFENSE</b>		
2800.2	ATTEMPTING TO EVADE PEACE OFFICER WHILE DRIVING RECKLESSLY...	100,000
2800.3 2800.4	WILLFUL FLIGHT CAUSING DEATH... WILLFUL FLIGHT, DRIVING ON WRONG SIDE OF ROAD	250,000 100,000
4463 10801	OWNERSHIP CERTIFICATE, LICENSE FORGERY... OWNING OR OPERATING A CHOP SHOP...	25,000 75,000
10851(a)	DRIVING/TAKING VEHICLE WITHOUT CONSENT...	50,000 or the value stolen, whichever is greater
10851(a) With 666.5 (prior added that increases sentencing range) or 10851(b)	DRIVING/TAKING VEHICLE WITHOUT CONSENT WITH PRIOR...	100,000 Or the value stolen, whichever is greater
20001	HIT AND RUN; PERSONAL INJURY...	50,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
23152	DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS OR BA OF 0.08 OR HIGHER – If a felony per Section CVC 23550 or 23550.5 (either 4 <sup>th</sup> DUI or based on prior felony DUI)	100,000
23153	DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS OR BA OF 0.08 OR HIGHER CAUSING INJURY	100,000
<b>WELFARE AND INSTITUTIONS OFFENSE</b>		
1768.85	JUVENILE GASSING	75,000
<b>BUSINESS AND PROFESSIONS OFFENSE</b>		
4211	DANGEROUS DRUGS DEFINED...	
4234	DANGEROUS DRUGS, MINOR AS AGENT...	25,000
4390	DANGEROUS DRUGS, FORGERY OR PRESCRIPTION, POSSESSION SECURED BY FORGED PRESCRIPTION...	25,000
<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
<b>HEALTH AND SAFETY OFFENSE</b>		
11054-11058	CONTROLLED SUBSTANCES DEFINED: SCHEDULES I, II, III, IV, V...	

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11152,11153  11154,11155	CONTROLLED SUBSTANCES, WRITING, DISPENSING PRESCRIPTION...  CONTROLLED SUBSTANCES, PRESCRIBING, ADMINISTERING, FURNISHING...	25,000  25,000
11156	CONTROLLED SUBSTANCES, PRESCRIBING, ADMINISTERING, FURNISHING TO ADDICT...	25,000
11162.5	COUNTERFEITING PRESCRIPTION BLANK...	25,000
11173	FRAUD IN OBTAINING CONTROLLED SUBSTANCE...	25,000
11350	ILLEGAL POSSESSION OF CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCES...	25,000
11351	POSSESSION OR PURCHASE FOR SALE OF CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCES	50,000 Plus chart enhancement
11351.5	POSSESSION OR PURCHASE FOR SALE OF COCAINE BASE	50,000 Plus chart enhancement
11352	ILLEGAL TRANSPORTATION, SALE, FURNISHING OF CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCES	50,000 Plus chart enhancement

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
11353	PERSON 18 YEARS OR OVER USING MINOR IN SALE, TRANSPORTATION, OR GIVING TO A MINOR CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCES	200,000 Plus chart enhancement
11353.5	SALES OR GIVING DRUGS TO MINORS	200,000
11353.6	SALES WITHIN 1000 FEET OF SCHOOL	100,000
11354	PERSON UNDER 18 YEARS USING MINOR IN SALE, TRANSPORTATION, OR GIVING TO A MINOR CERTAIN SPECIFIC OR CLASSIFIED SUBSTANCES...	50,000 Plus chart enhancement
11355	SALE OR FURNISHING SUBSTANCE FALSELY REPRESENTED AS CONTROLLED SUBSTANCE, WITH RESPECT TO CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCES...	50,000
11357	MARIJUANA: POSSESSION...	Inf/Misd
11357(a)	Concentrated cannabis – felony...	Misd
11358	MARIJUANA: CULTIVATE, PROCESS	Misd unless, (1) prior super strike or if a registered sex offender, (2) prior convictions under this subsection OR (3) offense resulted in intentional diversion of public waters, introduction of harmful chemical into waters or otherwise caused substantial environmental harm to public lands.  25,000 plus chart enhancement

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
11359	MARIJUANA: POSSESSION FOR SALE	Misd unless: (1) prior super strike, (2) if a registered sex offender under 290(c), (3) two prior convictions under this subsection, (4) offense occurred in connection with knowing sale or attempted sale of marijuana to a person under 18, or (5) adult 21+ if knowingly hire, employ, or use a persons under 21 in unlawfully cultivating, selling, etc. any marijuana  50,000 plus chart enhancement
11360(a)	MARIJUANA: TRANSPORTATION, SALE, AND FURNISHING	Misd unless: (1) prior super strike (2) a registered sex offender, (3) two prior convictions under this subsection, (4) involved sale to person under 18; OR (5) involved import into this state or transport out of this state of more than 28.5 grams.  50,000 plus chart enhancement
11361(a)	MARIJUANA: PERSON 18 YEARS OR OVER USING MINOR IN SALE, TRANSPORTATION	125,000 Plus chart enhancement
11361(b)	MARIJUANA: PERSON 18 YEARS OR OVER GIVING TO MINOR	75,000 Plus chart enhancement
11363	PEYOTE: CULTIVATING, PROCESSING...	25,000
11366	MAINTAINING, PLACE FOR SELLING, GIVING, USING OF CERTAIN SPECIFIC OR CLASSIFIED CONTROLLED SUBSTANCE...	25,000
11366.5(b)	ALLOWING LOCATION TO BE FORTIFIED FOR SALE...	25,000
11366.6 11368	USING FORTIFIED LOCATION FOR SALE... NARCOTIC DRUG: FORGING, ALTERING PRESCRIPTION...	25,000 25,000
11370.1	POSSESSING CERTAIN CONTROLLED SUBSTANCES WHILE ARMED	50,000

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
11370.2	3-YEAR ENHANCEMENT FOR CERTAIN DRUG CASES IF DEFENDANT HAS PRIOR CONVICTION(S) FOR CERTAIN SPECIFIED SERIOUS DRUG CASES	75,000
11370.6	POSSESS MONEY/ETC FROM SALE OF ANY CNTRL SUBSTANCE	100,000 or amount seized
11377	POSSESSION OF CONTROLLED SUBSTANCES...	25,000
11378	POSSESSION OF CONTROLLED SUBSTANCES FOR SALE	50,000 Plus chart enhancement
11378.5	POSSESSION OR PURCHASE FOR SALE OF PCP	50,000 Plus chart enhancement
11379(a)	SALE OR TRANSPORTATION OF CONTROLLED SUBSTANCES	50,000 Plus chart enhancement
11379(b)	TRANSPORTATION FOR SALE FROM NON-CONTIGUOUS COUNTIES	75,000 Plus chart enhancement
11379.5	SALE OF PCP	50,000 Plus chart enhancement
11379.6(a)	MANUFACTURE OF ANY CONTROLLED SUBSTANCE... When child under 16 is present... When child under 16 suffers G.B.I. ...	500,000 600,000 800,000
11379.6(b)	OFFER TO MANUFACTURE...	

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<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
		25,000
11379.8	11379.6 PCP, METHAMPHETAMINE If over 1 lb. or 3 gallons... If over 3 lbs. or 10 gallons... If over 10 lbs. or 25 gallons...	500,000 1,000,000 2,000,000
11380	SOLICITING MINOR RE CONTROLLED SUBSTANCES	200,000
11383	POSSESSION OF PRECURSORS WITH INTENT TO MANUFACTURE METHAMPHETAMINE...	100,000
11383(b)	POSSESSION OF PRECURSORS WITH INTENT TO MANUFACTURE PCP...	100,000
11550(e)	UNDER THE INFLUENCE OF DRUGS W/GUN	50,000

<b>DRUG CHART ENHANCEMENT</b>					
	Weight	Liquid	PCP, Heroin	Marijuana	All sales/transportation \$50,000 <b>PLUS</b> the following
Over	2 oz.	1 oz.	1 gm	10 lbs.	Add \$40,000
Over	6 oz.	8 oz.	3 gm	25 lbs.	Add \$50,000
Over	1 lb.	1 quart	1 oz.		Add \$100,000
Over		1 gal.	8 oz.		Add \$150,000
Over	1 ½ lb.	2 gal.	1 ½ lb.	100 lbs.	Add \$200,000
Over	2 lbs.	3 gal.	2 lbs.		Add \$250,000
Over	3 lbs.	5 gal.	3 lbs.	250 lbs.	Add \$500,000
Over	10 lbs.	20 gal.	10 lbs.		Add \$1 million
Over	20 lbs.	25 gal.	20 lbs.		Add \$2 million

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Over	100 lbs.	100 gal.	100 lbs.		Add \$5 million
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<b>INCREMENTS FOR SENTENCE ENHANCING ALLEGATIONS AND OTHER EXTRAORDINARY FACTS</b>		
<b>PENAL CODE</b>		
186.22(b)	ASSOCIATE WITH STREET GANG	100,000
422.75	COMMISSION OF HATE CRIME (NOT 422.7)...	25,000
12022(a)(1)	PRINCIPAL ARMED WITH FIREARM...	25,000
12022(b)(1)	PERSONAL USE OF WEAPON OTHER THAN FIREARM...	25,000
12022(c)	PERSONALLY ARMED WITH FIREARM DURING SPECIFIED DRUG OFFENSES...	75,000
12022(d)	KNOWLEDGE THAT PRINCIPAL IS ARMED AS PER P.C. 12022(c)...	25,000
12022.1(b)	NEW FELONY OFFENSE COMMITTED WHILE FELONY CHARGES PENDING AGAINST DEFENDANT (OUT ON BAIL/OR ENHANCEMENT)	100,000
12022.1(e)	NEW FELONY OFFENSE COMMITTED WHILE DEFENDANT ON PRISON PAROLE...	75,000

<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
<b>INCREMENTS FOR SENTENCE ENHANCING ALLEGATIONS AND OTHER EXTRAORDINARY FACTS (cont.)</b>		
<b>PENAL CODE</b>		
12022.1(f)	NEW FELONY OFFENSE COMMITTED WHILE DEFENDANT ON FELONY PROBATION...	75,000
12022.2	ARMOR PIERCING AMMUNITION...	100,000
12022.3(a)	USE FIREARM SEX CASE...	100,000
12022.3(b)	ARMED FIREARM SEX CASE...	100,000
12022.5(a)	PERSONAL USE OF FIREARM...	100,000
12022.5(b)*	DISCHARGING FIREARM AT OCCUPIED VEHICLE...	100,000
12022.53(b)	USE OF FIREARM DURING ONE OF DESIGNATED FELONIES IN SUBSECTION (a)...	250,000
12022.53(c)	DISCHARGE OF FIREARM DURING DESIGNATED FELONIES...	500,000
12022.53(d)	CAUSING DEATH OR GBI WITH FIREARM DURING DESIGNATED FELONIES...	750,000

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12022.55	DISCHARGING FIREARM FROM VEHICLE WITH DEATH... GREAT BODILY INJURY...	500,000 250,000
12022.6(a)(1)	LOSS EXCEEDS \$65,000	65,000 or amount of loss, whichever is greater
12022.6(a)(2)	LOSS EXCEEDS \$200,000	200,000 or amount of loss, whichever is greater
12022.6(a)(3)	LOSS EXCEEDS \$1,300,000	1,300,000 or amount of loss, whichever is greater
12022.6(a)(4)	LOSS EXCEEDS \$3,200,000	3,200,000 or amount of loss, whichever is greater
12022.7(a)	INFLICTION OF GREAT BODILY INJURY...	75,000
12022.7(b)-(e)	INFLICTION OF GREAT BODILY INJURY...	100,000
12022.75	ADMINISTER DRUG AGAINST VICTIM'S WILL...	25,000
12022.8	G.B.I. IN CONNECTION WITH CERTAIN SEX OFFENSES...	75,000
12022.9	G.B.I. CAUSING TERMINATION OF PREGNANCY...	100,000
27590(d)	TRANSFER OF FIREARM...	25,000

<b>CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
<b>PRIORS AND OTHER CONDITIONS</b>		
<b>PENAL CODE</b>		
	<b>SERIOUS OR VIOLENT PRIORS</b> Valid prior conviction under P.C. Sections 667.5 or 1192.7 and current charge not punishable by death or life without parole	
667*	667(a)(1) Current serious felony and serious prior conviction (5 year enhancement)...	100,000
	667(b) – (i) 1 prior strike...	100,000
	667(e)(2)/1170.12(c)(2) Two or more serious or violent prior convictions (third strike)...	500,000
667.5a*	Current violent offense and prior prison term for violent offense(s) within the last 10 years...	50,000
667.5b*	Current felony offense and prior prison term for any felony offense(s) within the last five years... For each additional prison prior alleged, and...	25,000 25,000
667.6(a)	SEX CONVICTION WITH PRIOR SEX CONVICTION...	100,000

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667.6(b)	SEX CONVICTION WITH TWO OR MORE PRIOR SEX CONVICTION...	200,000
667.7	G.B.I. WITH PRIOR VIOLENT FELONY CONVICTION...	100,000
667.61	FELONY SEX OFFENSE SPECIFIED CIRCUMSTANCES...	500,000
667.8(a)	KIDNAPPING TO COMMIT SEX OFFENSE...	500,000
667.8(b)	KIDNAPPING TO COMMIT SEX VICTIM UNDER 14...	500,000
667.85	KIDNAPPING WITH INTENT TO DEPRIVE LEGAL GUARDIAN CUSTODY...	50,000
667.9	CERTAIN ENUMERATED CRIMES AGAINST AGED/UNDER 14, HANDICAPPED...	25,000
667.10	SEX CRIMES (REPEAT OFFENDER) AGAINST AGED/UNDER 14...	100,000
1203.08	TWO PRIOR FELONY CONVICTIONS WITHIN 10 YEARS...	30,000
1203.09	VIOLENT FELONIES AGAINST AGED...	50,000

- BAIL IS NOT TO BE INCREASED FOR PRIORS BY POLICE OFFICERS AT THE TIME OF BOOKING, BUT MAY BE INCREASED ONLY UPON MOTION TO A JUDICIAL OFFICER WITH PROOF OF VALID ENHANCING PRIOR.
- GIVING A FALSE NAME OR DATE OF BIRTH TO OFFICER IN CONNECTION WITH ARREST FOR FELONY OFFENSE... **CONSECUTIVE \$25,000 BAIL**
- FOR ALL FELONIES WHEREIN THERE ARE **SEPARATE** VICTIMS OR THE SAME VICTIM ON **SEPARATE** OCCASIONS... **CONSECUTIVE BAIL**
- WHERE SEPARATE SEX ACTS ARE COMMITTED ON THE SAME VICTIM AND EACH MAY BE PUNISHABLE SEPARATELY... **CONSECUTIVE BAIL**

**UNSPECIFIED OFFENSES**

FOR ALL OFFENSES FOR WHICH NO PRESUMPTIVE BAIL IS SPECIFIED IN THIS SCHEDULE, THE PRESUMPTIVE BAIL SHALL BE SET ACCORDING TO STATE PRISON TOP TERM POTENTIAL.

FOR ALL ENHANCEMENTS FOR WHICH NO PRESUMPTIVE BAIL IS SPECIFIED IN THE SCHEDULE, THE PRESUMPTIVE BAIL SHALL BE \$25,000 PER YEAR. SHOULD ANY NON SPECIFIED TRIAD ENHANCEMENT FOR WHICH NO PRESUMPTIVE BAIL IS SPECIFIED IN THIS SCHEDULE, THE \$25,000 PER YEAR SHALL BE APPLIED TO THE MID-TERM.

TOP TERM 3 YEARS	25,000
TOP TERM 4 YEARS	50,000
TOP TERM 5 YEARS	75,000

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TOP TERM 6 YEARS	100,000
TOP TERM 7 YEARS	125,000
TOP TERM 8 YEARS	150,000
TOP TERM 9 YEARS	175,000
TOP TERM 10 YEARS	200,000
TOP TERM 11 YEARS	225,000
TOP TERM 12 YEARS	250,000
TOP TERM 16 YEARS	350,000
ALL LIFE SENTENCES EXCEPT 187 P.C.	500,000
<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>

IF BAIL HAS NOT BEEN PREVIOUSLY SET BY A JUDICIAL OFFICER, AND THE CRIME IS NOT SPECIFICALLY PROVIDED FOR IN THE UNIFORM BAIL SCHEDULE, OR SPECIFICALLY ITEMIZED BELOW, THE FOLLOWING BAIL SHALL BE THE PRESUMPTIVE BAIL FOR THE FOLLOWING MISDEMEANOR CASES:

BAIL FOR ANY MISDEMEANOR NOT SPECIFIED BELOW	\$5,000
BAIL FOR ANY FTA (FAILURE TO APPEAR) ON CURRENT MISDEMEANOR CASE:  (FTA's MAY BE STACKED WITHOUT LIMITATION) FTA FOR DUI OR DOMESTIC VIOLENCE	\$25,000 per FTA <b>added</b> to existing bail  \$50,000
BAIL FOR VOP (VIOLATION OF MISDEMEANOR PROBATION)  BAIL FOR VOP-JAIL	\$50,000  \$1000 per day of jail or \$50,000, whichever is greater
BAIL FOR CRIMES OF VIOLENCE PER PC § 29805 (12021(c)(1)):  PC §§ 71, 76, 136.1, 136.5, 140, 148(d), 166(a)(4), 171b, 171c(a)(1), 171d, 186.28, 240, 241, 242, 243, 243.4, 244.5, 245, 245.5, 246.3, 247, 273A(b), 273.5, 273.6, 417, 417.6, 422, 626.9, 646.9, 830.95, 17500, 17510, 25300, 25800, 26100(b), 26100(d), 27510, 30315, 32625. W&I §§ 8100, 8101, 8103, 871.5 and 1001.5.	\$25,000
BAIL FOR DEATH OR SEX RELATED CRIMES:  PC §§192(c)(2), 192.5(b), 290, 261.5, 314, 647(a), 647(b), AND 647.6	\$50,000
BAIL FOR DUI	\$25,000
ADDITIONAL BAIL FOR PRIOR DUI CONVICTION (MAY BE STACKED)	\$25,000

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EVADING A PEACE OFFICER CVC 2800.1	\$25,000
VIOLATION OF GANG INJUNCTION PC §§166(a)(10)	\$50,000

IF THERE ARE MULTIPLE CHARGES, BAIL MAY BE INCREASED AT THE RATE OF \$5,000 PER 6-MONTH JAIL INTERVAL EXPOSURE UP TO A MAXIMUM OF \$50,000 EXCLUDING ANY FTA.

NOTWITHSTANDING, ANY MISDEMEANOR BAIL SCHEDULE, JUDICIAL OFFICERS ARE PERMITTED TO ADJUST BAIL CONSIDERING FACTORS IN PC §1275, 1270 AND 1269c.

APPROVED BY THE CRIMINAL COMMITTEE AND JUDGES OF THE SAN BERNARDINO COUNTY SUPERIOR COURT.

Signature on file  
Judge R. Glenn Yabuno  
Chair, Criminal Committee

**01/02/2017**  
Date