

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF YOLO**



**Felony/Misdemeanor Bail Schedule  
Effective July 19, 2023**

*Daniel Maguire*  
**Daniel P. Maguire, Presiding Judge**

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SUPERIOR COURT OF CALIFORNIA

COUNTY OF YOLO



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This is the Bail Schedule of Yolo Superior Court adopted pursuant to Penal Code section 1269b (c) and (d). The purpose is to set the amount of bail for the release from custody prior to the first appearance of a person arrested without a warrant.

At the defendant's first appearance and at each hearing thereafter, pursuant to Penal Code section 1269b (b), the amount of bail, if any is allowed, shall rest within the sound discretion of the judicial officer presiding and may be set greater or lower than schedule bail, subject to the provisions of Penal Code section 1275, related statutes, and the Supreme Court's decision in *Humphrey*.

At the time of arrest without a warrant and pursuant to Penal Code section 1269c, the arresting officer may submit a declaration under penalty of perjury to the On-Call Magistrate requesting an order setting a higher bail based on the circumstances. Except where limited under law, the defendant may make a similar request to lower bail.

The bail amount set on any warrant pursuant to Penal Code section 815a or other provisions of law supersedes this Bail Schedule.

Under this schedule, bail for felony offenses shall be set based on the highest maximum state prison term applicable to the single charged offense, including any applicable count and case enhancements.

When a person is charged with multiple offenses, bail shall be set based on the single charge having the highest maximum sentence, including any applicable count and case enhancements. Stacking of charges is not authorized under the Bail Schedule, but may be ordered by the Court pursuant to Penal Code section 1269c

The On-Call Magistrate is also available to issue an Emergency Protective Order (EPO) requested by law enforcement pursuant to Family Code sec. 6215, 6240 and related statutes. An EPO may be issued for an arrest involving domestic violence, child abuse, elder abuse, and stalking. An EPO is in effect for a maximum of 7 calendar days. At the arraignment hearing, the Court may issue a Criminal Protective Order for an additional period of time.

The On-Call Magistrate is also available to consider requests under Penal Code section 1275.1 to hold the release of a defendant pending a determination of whether any portion of the money or consideration made for execution of bail was feloniously obtained.

The arraignment for any arrestee who has posted bail shall be set based on the same time provisions applied to an arrestee who remains in custody pursuant to Penal Code section 825. The arrestee shall appear in Court before a judicial officer within 48 hours after his or her arrest, excluding Sundays and holidays. However, when the arrest occurs on a Wednesday after the conclusion of the day's court session, and if the Wednesday is not a court holiday, the arrestee shall appear in Court no later than the following Friday, if the Friday is not a court holiday.

Under appropriate circumstances, the Court may consider setting the custody status of the defendant at NO BAIL. The grounds for No Bail are set forth in the California Constitution under art 1, sec. 12 and art. 1 sec. 28 (f)(3). A No Bail custody order requires the judicial officer to make a record based on an individualized assessment that the facts are evident or the presumption is great that the defendant has committed a qualified offense and by clear and convincing evidence that a danger exists and no lesser condition or combination of conditions of restraint will reasonably assure the safety of the public or the victim or the appearance of the defendant in Court.

## 1.0 Felony Bail Schedule

<b>Determinate Term</b>	
Maximum Term	Presumptive Bail
3 years	\$10,000
4 years	\$20,000
5-8 years	\$50,000
9-15 years	\$100,000
Greater than 15 years	\$150,000
<b>Indeterminate Term</b>	
Life with or without the possibility of parole	\$400,000
Murder with or without special circumstances	No Bail
<b>Violations</b>	
VOP, OR, SOR, Parole & Mandatory Supervision	Bail for the underlying offense plus \$15,000
<b>Enhancements</b>	
Count & Case enhancements	To the principle charge, add the term for each enhancement and apply the presumptive bail based on the total maximum sentence

For all felony offenses identified in Penal Code sec. 1270.1, Bail shall be calculated by adding \$10,000 to the scheduled amount. These offenses include all enumerated serious and violent felonies and violations of Penal Code sec. 136.1 (c) (dissuading witness), section 262 (spousal rape), section 273.5 (domestic violence), section 422 (criminal threat), section 646.9 (stalking), section 273.6 (violation of court order with prior). Except as otherwise allowed by section 1269c, before any person who is arrested for any of these offenses may be released on his or her recognizance or on bail in an amount that is either more or less than the Bail Schedule, a hearing shall be held in open court before a judicial officer.

Also pursuant to Penal Code section 646.93 (c), the following conditions of bail shall apply for all felony offenses identified in Penal Code sec. 1270.1: no contact with the victim by any means; stay 100 yards away from the victim, the residence, and place of employment; do not possess any deadly weapons or firearms; obey all laws; and provide the Court with residence contact information.

## 1.1 Penal Code

Penal Code Section	Offense Description	Maximum Term
32	Accessory after the fact to a felony	3 years
76	Threatening Life or Serious Bodily Harm to Public Official, Staff, or Member of Immediate Family	3 years
92	Bribery of Judicial Officer	4 years
93	Bribery; Judicial Officer, Juror, etc; Asking or Receiving	4 years
95	Attempt to Influence Juror	3 years
95.1	Threat to Juror; Threatening Jurors Following Verdict in Criminal Proceeding	3 years
113	False Documents – Selling, Distributing, Manufacturing to Conceal True Citizenship	5 years
114	Using False Documents to Conceal True Citizenship	5 years
136.1(a)	Attempting to Prevent or Dissuade any Witness or Victim From Testifying	3 years
136.1(b)	Attempting to Prevent or Dissuade a Victim or Witness from Making a Report	3 years
136.1(c)	Intimidation of Witnesses and Victims	4 years
140	Threat to Victim/Witness	4 years
146a(b)	Falsely Representing Oneself to be a Public Officer, Investigator, or Inspector in a State Department	3 years
146e(b)	Malicious Disclosure of Address or Telephone Number of a Peace Officer	3 years
148(d)	Taking Firearm from Officer	3 years
148.1	False Bomb Threat	3 years
148.3(b)	Falsely Reporting Emergency	3 years
148.10	Resisting Peace Officer Causing Great Bodily Injury	4 years
149	Assault and Battery by Officer	3 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
165	Bribery of Councilman, Supervisor, etc.	4 years
166(c)(4)	Violation of Protective Order/Prior Conviction	3 years
182(a)(1) To (a)(5)	Conspiracy to Commit a Felony	3 years
182(a)(6)	Conspiracy: To Commit Crime Against Person of Certain Federal or State Officers	9 years
186.10	Money Laundering	3 years
186.22(a)	Criminal Gang Activity	3 years
186.26(a)	Soliciting/Coercing Gang Activity	3 years
186.28	Supplying or Selling Firearm Used in Street Gang Activity	3 years
187	Murder	NO BAIL
191.5	Gross Vehicular Manslaughter While Intoxicated	10 years
192(a)	Voluntary Manslaughter	11 years
192(b)	Involuntary Manslaughter	4 years
192(c)(1)	Vehicular Manslaughter	6 years
192(c)(3)	Vehicular Manslaughter for Staging Car Collision for Purposes of Presenting False Insurance Claim	10 years
203	Mayhem	8 years
205	Mayhem, Aggravated	Life
206	Torture	Life
207	Kidnapping	8 years
207(b)	Kidnapping a Victim Under 14 for Sexual Conduct	11 years
209(a)	Kidnapping for Ransom or Extortion	Life
209(b)	Kidnapping for Robbery, Sexual Assault	Life
209.5	Kidnapping During the Commission of a Carjacking	Life
210.5	False Imprisonment, Using Person as Shield	8 years
211/212.5(a)	First Degree Robbery	6 years
211/212.5(c)	Second Degree Robbery	5 years
215	Carjacking	9 years



<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
217.1(a)	Assault on Public Official	3 years
217.1(b)	Attempt to Kill Public Official	15 years
218.1	Obstruction on or Near Railroad Tracks that Causes Derailing, Damage or Injury	4 years
219	Train Derailing or Firing Bridge With Death	Life NO BAIL
219.1	Throwing Missile at Common Carrier Vehicle with Bodily Harm	6 years
219.2	Throwing Missile or Shooting at Train or Other Conveyance	20 years
220(a)	Assault with Intent to Commit Mayhem, Rape, Sodomy	6 years
220(b)	Assault with Intent during a Burglary	Life
222	Administering Controlled Substances or Anesthetic to Aid Felony	3 years
236.1(a)	Human Trafficking (with the intent to obtain forced labor or services)	12 years
236.1(b)	Human Trafficking (with the intent to violate specified sex crimes)	20 years
241.1 to 241.7	Assault on a Custodial Officer	3 years
243(c)	Battery on Peace Officer, Custodial Officer, Firefighter, etc., with injury	3 years
243(d)	Battery with Serious Bodily Injury	4 years
244	Assault with Chemicals	4 years
245(a)(1)	Assault with a Deadly Weapon other than a Firearm	4 years
(a)(2)	Assault with a Firearm	4 years
(a)(3)	Assault with a Machine Gun	12 years
(a)(4)	Assault by Means of Force Likely to Produce Great Bodily Injury	4 years
245(b)	Assault with a Semiautomatic Firearm	9 years
245(c)	Assault with Deadly Weapon or with Force Likely to Produce Great Bodily Injury Upon Police Officer, Other Than Firearm	5 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
245(d)(1)	Assault with Firearm on Peace Officer or Firefighter	8 years
(d)(2)	Assault with Semi-automatic Rifle Upon Peace Officer or Firefighter	9 years
(d)(3)	Assault with Machine Gun Upon Peace Officer/Firefighter	12 years
245.2	Assault with a Deadly Weapon upon Transportation Worker	5 years
245.3	Assault with a Deadly Weapon upon Custodial Officer	5 years
245.5(a)	Assault / Deadly Weapon on School Employee	5 years
(b)	Assault with Firearm Upon School Employee	8 years
(c)	Assault with Stun Gun/Taser Upon School Employee	4 years
246	Shooting at Inhabited Dwelling, Vehicle, or Aircraft	7 years
246.3	Grossly Negligent Discharge of Firearm	3 years
247.5	Discharging Laser at Aircraft	3 years
261	Rape <ul style="list-style-type: none"> <li>▪ Minor 14 years of age or older</li> <li>▪ Child under 14 years of age</li> </ul>	8 years 11 years 13 years
261.5(c)	Unlawful Sexual Intercourse w/minor more than 3 years younger than the perpetrator	3 years
(d)	Unlawful Sexual Intercourse w/minor under 16 years of age by perpetrator 21 years of age or older	4 years
262	Spousal Rape	8 years
264.1	Rape in Concert with Force or Violence	9 years
266f	Sale of Person for Immoral Purposes	3 years
266g	Prostituting Wife	4 years
266h	Pimping <ul style="list-style-type: none"> <li>▪ Under Age 16</li> </ul>	6 years 8 years
266i	Pandering <ul style="list-style-type: none"> <li>▪ Under Age 16</li> </ul>	6 years 8 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
266j	Procurement of Child Under 16 for Lewd and Lascivious Acts	8 years
267	Abduction for Purposes of Prostitution	3 years
269	Aggravated Sexual Assault – Upon a Child Under 14 and 10 or More Years Younger than Defendant (P.C. 261(a)(2), 264.1, 286, 288a or 289(a))	Life
271	Abandonment of Child Under 14	3 years
273a(a)	Child Abuse / Endangerment	6 years
273ab(a)	Child Abuse Resulting in Death	Life
273ab(b)	Child Abuse Resulting in Child Becoming Comatose/Permanent Paralysis	Life
273d	Child Beating	6 years
273.5(a)	Inflict Corporal Injury on Current or Former Spouse or Cohabitant	4 years
273.5(f)(1)	Spousal Abuse with Prior	5 years
273.6	Violation of Court Order with a Prior	3 years
278	Child Concealment	4 years
278.5	Child Concealment – by Person with Right to Custody or Visitation	3 years
285	Incest	3 years
286	Sodomy (b)(1) – Victim Under 18 (b)(2) – Victim Under 16 (c)(1) – Victim Under 14 (c)(2)(B) – Victim Under 14 Force, violence (c)(2)(C) – Victim Over 14 Force, Violence (d) – In Concert with Force or Fear (e) – While Incarcerated (f) – While Victim not Conscious of the Nature of Act (g) – Victim Incapable of Consent Because of Mental or Physical Disability	3 years 3 years 8 years 13 years 11 years 9 years 3 years 8 years 8 years

Penal Code Section	Offense Description	Presumptive Bail
287	Oral Copulation: (b)(1) – Victim Under 18 (b)(2) – Victim Under 16 (c)(1) – Victim Under 14 (c)(2)(A) – Use of Force/Fear (c)(2)(B) – Use of Force/Fear Victim Under 14 (c)(2)(C) – Use of Force/Fear Minor Victim 14 years of age or older (d) – In Concert with Force or Fear (e) – While Incarcerated (f) – Victim Unconscious of Nature of Act (g) – Victim Incapable of Consent Because of Mental or Physical Disability	3 years 3 years 8 years 8 years 12 years 10 years  9 years 3 years 8 years 8 years
288	Lewd Act on Child (a) – Victim Under 14 (b)(1) Use of Force or Fear (b)(2)By Caretaker Upon Dependent Adult by Use of Force or Fear (c)(1)Victim 14 or 15 (c)(2) by Caretaker Upon Dependent Adult	8 years 10 years 10 years  3 years 3 years
288.2	Distribution or Exhibition of Lewd Material to Minor	3 years
288.4(b)	Arrangement of Meeting with Minor for Lewd Behavior	4 years
288.5	Engaging in 3 or More Acts of Substantial Sexual Conduct with Child Under 14	16 years
288.7(a)  (b)	Sexual intercourse or sodomy with a Child 10 yrs or younger Oral Copulation or Sexual Penetration with a Child 10 yrs or younger	Life  Life

Penal Code Section	Offense Description	Presumptive Bail
289	Sexual Penetration w/Foreign or Unknown Object (a)(1)(B) – Victim under 14 (a)(1)(C) – Victim 14 and older (a)(2) – Threat of retaliation (b) Victim Incompetent (d) Victim Unconscious	8 years 12 years 10 years 8 years 8 years 8 years
290.018(b)	Failure to register by person convicted of felony sex offense	3 years
298.2	Tampering with DNA Samples	4 years
311.1	Bringing into State Matter Depicting Child in Sexual Conduct	3 years
311.2	Bringing Obscene Matter into the State	3 years
311.4(b)	Using Minor to Assist in Distribution of Obscene Matter	8 years
311.11(a)	Possession of Matter Depicting Sexual Conduct of Child Under 18	3 years
311.11(b)	Possession of Matter Depicting Sexual Conduct with Prior Conviction	6 years
314(1)	Indecent Exposure with Prior	3 years
347(a)	Willful Contamination of Food, Drink, Medicine	5 years
368(b)(1)	Elder Abuse	4 years
417(c)	Brandishing Firearm in Presence of Peace Officer	3 years
417.8	Exhibiting Weapon at Peace Officer	4 years
422	Threats of Great Bodily Injury or Death	3 years
451	Arson (a) – with Great Bodily Injury (b) – Inhabited Structure or Property (c) – Structure or Forest Land (d) – Personal Property	9 years 8 years 6 years 3 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
452	Recklessly Causing a Fire: (a) – With Great Bodily Injury (b) – Inhabited Structure (c) – Structure or Forest Land	6 years 4 years 3 years
453(a)	Possession of Explosive or Flammable Matter	3 years
454	Arson During State of Emergency	9 years
455	Arson, Attempt	3 years
459, 460(a)	First Degree Burglary of Inhabited Dwelling	6 years
464	Burglary -- with Explosives	7 years
487	Grand Theft Person	3 years
503	Embezzlement	3 years
529	False Personation	3 years
530.5	Identity Theft	3 years
594(b)(1)	Vandalism, Destruction	3 years
594.4	Defacing Structure w/Acid	3 years
594.7	Vandalism with Priors	3 years
626.9(b) (d) (h)	Possession of Gun on School Grounds Discharge of Gun on School Grounds Possessing Loaded Gun at Public, Private University or College	5 years 7 years 4 years
646.9(a)	Stalking	3 years
646.9(b)	Stalking with Temporary Restraining Order, Injunction or Any Other Court Order that Prohibits Behavior Set Forth in 646.9(a)	4 years
646.9(c)	Stalking Following a Conviction of a Felony Pursuant to PC 273.5, 273.6 or 422	5 years
647.6(b)	Child Molestation after Entering Inhabited Dwelling w/o Consent	3 years
653t(d)	Interrupting Transmission of an Emergency Communication When it Results in Serious Bodily Injury or Property Loss	3 years
664	Attempt	Half the underlying offense

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
664/187	Attempt/Murder, Premeditated	Life
664/187	Attempt/Murder, w/o Premeditation	9 years
1320(b)	Failure to Appear on Felony	3 years
4501	Assault with a Deadly Weapon - Prison Inmate not Serving Life	6 years
4501.1	Inmate Committing Battery Upon State Prison Officer	4 years
4501.5	Battery on Non-Inmate by Prison Inmate	4 years
4502	Possession of Weapon by Prison Inmate	4 years
4502(b)	Manufacturing or Attempting to Manufacture an Instrument or Weapon	3 years
4503	Holding of Hostages by Prison Inmate	7 years
4530 (a) (b)	Escape or Attempt to Escape from Prison -- With Force or Violence -- Without Force or Violence	6 years 3 years
4532	Escape or Attempt to Escape from Jail With Force Without Force	6 years 3 years
4573	Smuggling Controlled Substance into Prison, Camp, or Jail	4 years
4574	Smuggling Weapon into Jail or Prison	4 years
11411	Terrorizing	3 years
11418(a)(1)	Possession, Manufacture or Use of Weapon of Mass Destruction	12 years
11418(b)(1)	Use of Weapon of Mass Destruction Against a Person	Life
11418(b)(2)	Use of Weapon of Mass Destruction that May Cause GBI or Death	Life
11418(b)(3)	Use of Weapon of Mass Destruction in Water or Food	12 years
11418(b)(4)	Use of Weapon of Mass Destruction Against Animals or Crops	12 years
11418(c)	Use of Weapon of Mass Destruction Against Natural Resources	6 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
11418(d)	Manufacturing Pathogens	12 years
11418.5	Credible Threat to Use Weapon of Mass Destruction	6 years
11419	Possession of Biological Agents	12 years
18710	Possession of Destructive Device	3 years
18715	Carrying or Placing Explosive in Public Place	6 years
18720	Intention to Make Destructive Device Without Valid Permit	4 years
18725	Carrying or Placing Explosives on Transportation Vehicles	5 years
18740	Destructive Device or Explosive-Possession, Ignition, or Explosion with Intent to Injure	7 years
18745	Destructive Device or Explosive with Intent to Murder	Life
18750	Destructive Device or Explosive Causing Bodily Injury	9 years
18755	Explosion of Destructive Device Causing Death or Mayhem	Life
25400(a)	Carrying Concealed Firearm Plus Prior Felony Conviction, Stolen Firearm, Gang Participant, or Prohibited from Possessing	3 years
25800	Carrying Loaded Firearm with Intent to Commit Felony	3 years
26100(b)	Shooting a Firearm from a Vehicle	3 years
26100(c)	Shooting at a Person from a Vehicle	7 years
29800	Concealable Firearms – Possession by Felon or Addict	3 years
29900(a)	Person Previously Convicted of Violent Offense Prohibited from Possessing Firearms	3 years
30600	Manufacture, Transportation, Sale or Possession of Assault Weapon	8 years
30605	Possession of Assault Weapon	3 years
31360	Possession of Body Armor by Felon	3 years



## 1.2 Vehicle Code

Vehicle Code Section	Offense Description	Presumptive Bail
1808.4(d)	Illegal Disclosure of Confidential Home Address Information of Peace Officers	3 years
2800.2	Flight from Pursuing Peace Officer	3 years
2800.3 (a) (b)	Flight from Pursuing Peace Officer Causing Injury Death	7 years 10 years
10801	Owning or Operating a Chop Shop	4 years
20001(b)(1)	Hit and Run; Personal Injury	3 years
20001(b)(2)	Hit and Run; Serious Injury or Death	4 years
23109	Speed Contests; Exhibition of Speed within 5 Yrs of Prior, when Serious Bodily Injury to Non-Driver Occurs	3 years
23109.1	A Person Convicted of Engaging in a Speed Contest that Proximately Causes One or More Injuries to a Person Other than the Driver	3 years
23152	Driving Under the Influence with 3 or More Priors (or under VC 23550.5)	3 years
23153	Driving Under the Influence Causing Bodily Injury <ul style="list-style-type: none"> <li>▪ With 1 prior within 10 years</li> <li>▪ With 2 priors within 10 years</li> </ul>	3 years 4 years 4 years

### 1.3 Business and Professions Code

<b>Business &amp; Professions Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
729(b)(3)	Physicians, Surgeons, Psychotherapists Engaging in Sexual Conduct with Two or More Patients or Clients	3 years
729(b)(4)	Two or More Acts of Sexual Exploitation with a Single Victim by a Physician, Surgeon, or Psychotherapist with Priors	3 years
729(b)(5)	Two or More Acts of Sexual Exploitation with Two or More Victims by a Physician, Surgeon, or Psychotherapist with Priors	3 years

## 1.4 Welfare and Institutions Code

<b>Welfare &amp; Institutions Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
1768.8(b)	Assault by a CYA Inmate Upon a Non-Inmate by Means of Force Likely to Produce GBI	6 years

## 1.5 Health and Safety Codes

Health & Safety Codes Section	Offense Description	Presumptive Bail
11351	Possession Control Substance for Sale	4 years
11352(a)	Sale or Transportation of Controlled Substance	5 years
11352(b)	Transportation for Sale of Controlled Substance Non-Contiguous Counties	9 years
11353	Adult Inducing Minor's Involvement w/Controlled Substance	9 years
11360(a)	Sale or Transportation of Cannabis	4 years
11361(a)	Adult Involving Minor Under 14 Years of Age w/Cannabis	7 years
11361(b)	Adult Involving Minor 14 Years of Age or Older w/Cannabis	5 years
11366.5(a)	Managing Place for Manufacture, Storage or Distribution of Controlled Substance ▪ w/Prior Conviction	3 years 4 years
11366.6	Use of Fortified place to Sell or Manufacture Controlled Substance	5 years
11366.7	Sale of Chemical, Drug or Laboratory Equipment for Unlawful Use	3 years
11370.1	Possession of Controlled Substance While Armed with a Loaded Firearm	4 years
11378.5	Possession for Sale-PCP	5 years
11379(a)	Sale or Transportation for Sale of Non-Narcotic Controlled Substance	4 years
(b)	Between Non-Contiguous Counties	9 years
11379.5(a)	Sale or Transportation of PCP	5 years
(b)	Between Non-Contiguous Counties	9 years
11379.6	Manufacture of Controlled Substance	7 years
11380	Adult Inducing Minor's Involvement w/Non-Narcotic Controlled Substance	9 years
11383	Possession with Intent to Manufacture	6 years

## 2.0 Enhancements

Penal Code Section	Offense Description	Presumptive Bail
186.11(a)(2)	Fraud or Embezzlement of more than \$500,000	5 years
(a)(3)	<ul style="list-style-type: none"> <li>▪ More than \$100,000</li> </ul>	2 years
186.22(b)(1)(A)	Felony Committed -Street Gang	4 years
(b)(1)(B)	<ul style="list-style-type: none"> <li>▪ Serious Felony</li> </ul>	5 years
(b)(1)(C)	<ul style="list-style-type: none"> <li>▪ Violent Felony</li> </ul>	10 years
422.75(a)	Hate Crime	3 years
(b)	In Concert	4 years
451.1	Arson with Prior; GBI to Emergency Personnel; GBI to more than 1 Victim; Multiple Structures; or Special Device Used	5 years
452.1	Reckless Fire	3 years
667(a)(1)	Prior Strike Offense with a New Strike Offense Alleged	5 years
667(e)	Prior Serious or Violent Felony <ul style="list-style-type: none"> <li>▪ One</li> <li>▪ Two or More, Alleged Not Serious/Violence</li> <li>▪ Two or More, Alleged Serious/Violent</li> </ul>	Double the Term Double the Term  Life
667.61	Aggravated Sex Offenses	Life
667.71	Habitual Sexual Offender	Life
667.8(a)	Kidnapping to Commit Sex Offense (261, 262, 264.1, 286, 288a, 289)	9 years
667.8(b)	Kidnapping Victim Under 14 to Commit Sex Offense 286c, 288, 288a(c)	15 years
667.85	Kidnapping Victim Under 14 to Permanently Deprive Parent	5 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
667.9(a)	Certain Enumerated Crimes when Victim is Disabled, 65 Years of Age or Older, or Under 14	1 year
667.9(b)	Certain Enumerated Crimes when Victim is Disabled, at least 65, or Under 14	2 years
667.10	Anal/Genital Penetration (289), Victim Disabled, at Least 65 or Under 14 and Prior 289	2 years
667.15(a)	Exhibiting to Minor Matter Depicting Minor Engaging in Sexual Conduct (288)	1 year
667.15(b)	Exhibiting to Minor Matter Depicting Minor Engaging in Sexual Conduct (PC 288.5)	2 years
12021.5(a)	Carrying a firearm while committing street gang crime	3 years
(b)	<ul style="list-style-type: none"> <li>▪ Together w/Detachable magazine</li> </ul>	4 years
12022(a)(1)	Principal Armed with Firearm	1 year
12022(a)(2)	Principal Armed with Assault Weapon or Machine Gun	3 years
12022(b)(1)	Personal Use of Deadly/Dangerous Weapon Other than Firearm	1 year
12022(b)(2)	Personal Use of Deadly/Dangerous Weapon and Carjacking	3 years
12022(c)	Personally Armed with Firearm During Specified Drug Offenses	5 years
12022(d)	Knowledge that Another Principal is Personally Armed During Specified Drug Offenses	3 years
12022.1	New Felony Offense Committed while Defendant Released on Bail or O/R	2 years

<b>Penal Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
12022.2(a)	Armed with Firearm with Armor/Metal Piercing Ammunition	10 years
12022.2(b)	Wore Bulletproof Vest During Violent Offense	5 years
12022.3(a)	Sexual Offenses – Use of Firearm or Deadly Weapon in Commission (261, 262, 264.1, 286, 288, 288a, 289)	10 years
12022.3(b)	Sexual Offenses – Armed with Firearm or Deadly Weapon	5 years
12022.4	Furnishing Firearm for Felony	3 years
12022.5(a)	Personal Use of Firearm	10 years
12022.5(b)	Personal Use of Assault Weapon or Machine Gun	10 years
12022.53(b)	Personal Use of Firearm in Specified Crimes	10 years
12022.53(c)	Personal Discharge of Firearm in Specified Crimes	20 years
12022.53(d)	Personal Discharge of Firearm Causing GBI or Death in Specified Crimes or 12034 from Vehicle or 246 at Inhabited Dwelling, Vehicle or Aircraft	Life
12022.55	Discharging Firearm from Vehicle with GBI or Death	10 years
12022.7(a) to 12022.7(e)	Personal Infliction of GBI <ul style="list-style-type: none"> <li>▪ With Permanent Brain Injury or Paralysis</li> <li>▪ Victim Over 70</li> <li>▪ Child Under 5</li> <li>▪ DV case</li> </ul>	3 years 5 years 5 years 6 years 5 years
12022.75(a)	Administer Controlled Substance against victim's will	3 years
(b)	▪ Sex Offense	5 years
12022.8	GBI in Specified Sex Offenses	5 years

Health & Safety Code Section	Offense Description	Presumptive Bail
12022.85	Specified Sex Offense with AIDS or HIV	3 years
12022.9	Personal Infliction of Injury Terminating Pregnancy	5 years
12022.95	Child Endangerment with Death	4 years
27590(d)	Unlawful Firearm Transaction and Used in Subsequent Felony	3 years
11353.6	Sale of Controlled Substance to Minor on Grounds of or Within 1,000 Feet of School	5 years
11370.2	Prior Conviction of HS 11380	3 years
11370.4(a)	Possession for Sale, Transportation, Sale of Heroin, or Cocaine <ul style="list-style-type: none"> <li>▪ More than 1 kg</li> <li>▪ More than 4 kg</li> <li>▪ More than 10 kg</li> <li>▪ More than 20 kg</li> <li>▪ More than 40 kg</li> <li>▪ More than 80 kg</li> </ul>	3 years 5 years 10 years 15 years 20 years 25 years
11370.4(b)	Possession for Sale, Sale, or Transportation of Methamphetamine, Amphetamine, PCP <ul style="list-style-type: none"> <li>▪ More than 1 kg or 30 liter</li> <li>▪ More than 4 kg or 100 liter</li> <li>▪ More than 10 kg or 200 liter</li> <li>▪ More than 20 kg or 400 liter</li> </ul>	3 years 5 years 10 years 15 years
11379.7	Manufacture, Possession for Manufacture of Methamphetamine, PCP <ul style="list-style-type: none"> <li>▪ In Structure in Presence of Child Under 16</li> <li>▪ Causes GBI to Child Under 16</li> </ul>	2 years 5 years



<b>Health &amp; Safety Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
11379.8	Manufacture of PCP <ul style="list-style-type: none"> <li>▪ More than 3 gal. or 1 lb</li> <li>▪ More than 10 gal. or 3 lb</li> <li>▪ More than 25 gal. or 10 lb</li> <li>More than 105 gal. or 44 lb</li> </ul>	3 years 5 years 10 years 15 years
11379.9	Manufacture, Possession for Manufacture, Methamphetamine or PCP which Causes Death or GBI	1 year per death or injury

<b>Vehicle Code Section</b>	<b>Offense Description</b>	<b>Presumptive Bail</b>
20001(c)	Hit and Run after Manslaughter	5 years
23558	Causing Bodily Injury or Death of More Than One Victim	3 years
23566(c)	DUI with GBI and 4 priors	3 years

### 3.0 Serious/Violent Felonies

<b>Violent Felonies {Penal Code 667.5(c)}</b>	
<ul style="list-style-type: none"> <li>▪ Any felony punishable by death or imprisonment in the state prison for life</li> </ul>	
<b>Penal Code Section</b>	<b>Offense Description</b>
136.1	Threats to Victims or Witnesses that Would Constitute Felony Violation of 186.22, Criminal Street Gang Activity
187, 189	Murder
192	Voluntary Manslaughter
203, 205	Mayhem
207-209.5	Kidnapping
211	Robbery
215	Carjacking
220	Assault with the Intent to Commit Mayhem, Rape, Sodomy, or Oral Copulation
261(a)(2), (6)	Rape by Force, Violence, Duress, Menace, Fear or Threat to Retaliate
262(a)(1), (4)	Spousal Rape by Force, Violence, Duress, Menace, Fear or Threat to Retaliate
264.1	Rape/Sexual Penetration in Concert by Force or Violence
286(c)	Sodomy by Force, Violence, Duress, Menace, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person
288	Lewd Acts on a Child under the Age of 14 Years
288.5	Continuous Sexual Abuse of a Child
288a(c)(2)	Oral Copulation by Force, Violence, Duress, Menace, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person.
289(a)	Sexual Penetration by Force, Violence, Duress, Menace, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person
451(a), (b)	Arson Causing GBI or Burning of Inhabited Structure Property
460(a)	First Degree Burglary with Person Present

**Violent Felonies {Penal Code 667.5(c)} cont.**

- Any felony punishable by death or imprisonment in the state prison for life

Penal Code Section	Offense Description
518	Extortion that Would Constitute a Felony Violation of 186.22; Street Gang Activity
664/187	Attempted Murder
11418(b), (c)	Use of Weapon of Mass Destruction Widespread Damage
12022.5	Use of Firearm in Commission of Felony
12022.53	Use of Firearm in Commission of Felonies
12022.55	Intentional Infliction of GBI or Death by Discharging Firearm from Vehicle
12022.7	Infliction of GBI in Commission of Felony
12022.9	Intentional Infliction of Injury on Pregnant Victim
18745	Explosion of Device with Intent to Commit Murder
18750	Explosion of Device
18755	Explosion of Device Causing Mayhem, GBI or Death

<b>Serious Felonies – Penal Code 1192.7(c); 1192.8(a)</b>	
<b>Penal Code Section</b>	<b>Offense Description</b>
136.1	Intimidation of Victims or Witnesses
186.22	Criminal Street Gang Activity that Constitutes a Felony
187, 189	Murder
191.5	Gross Vehicular Manslaughter Involving Personal Infliction of GBI or Personal Use of Dangerous or Deadly Weapon
192(a)	Voluntary Manslaughter
192(c)(1), (3)	Vehicular Manslaughter Involving Personal Infliction of GBI or Personal Use of Dangerous or Deadly Weapon
192.5(a), (c)	Vehicular Manslaughter with Vessel Involving Personal Infliction of GBI or Personal Use of Dangerous or Deadly Weapon
203, 205	Mayhem
207-209.5	Kidnapping
211	Robbery or Bank Robbery
215	Carjacking
220	Assault with the Intent to Commit Mayhem, Rape, Sodomy or Oral Copulation
220, 211, 261	Assault with Intent to Commit Rape or Robbery
244	Throwing Acid or Flammable Substances
245(c)	Assault with a Deadly Weapon, Firearm, Machinegun, Assault Weapon, or Semiautomatic Firearm or Assault on a Peace Officer or Firefighter
245.2 to 245.5	Assault with a Deadly Weapon Against a Public Transit Employee, Custodial Officer, or School Employee
246	Discharge of a Firearm at an Inhabited Dwelling, Vehicle or Aircraft
261, 262	Rape
264.1	Commission of Rape or Sexual Penetration in Concert with Another Person
286(c)	Sodomy by Force, Violence, Duress, Menace, Threat of GBI, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person
288	Lewd or Lascivious Act on a Child Under the Age of 14

**Serious Felonies – Penal Code 1192.7(c); 1192.8(a) cont.**

<b>Penal Code Section</b>	<b>Offense Description</b>
288a(c)	Oral Copulation by Force, Violence, Duress, Menace, Threat of GBI, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person
288.5	Continuous Sexual Abuse of a Child
289(a)	Sexual Penetration by Force, Violence, Duress, Menace, or Fear of Immediate and Unlawful Bodily Injury on the Victim or Another Person
422	Criminal Threats
451	Arson
459, 460	First Degree Burglary
487	Grand Theft Involving a Firearm
664/187	Attempted Murder
4500	Assault by a Life Prisoner on a Non-Inmate
4501	Assault with a Deadly Weapon by an Inmate
4503	Holding of a Hostage by a Person Confined in a State Prison
11418(b), (c)	Use of Weapon of Mass Destruction in Form that may Cause Widespread Damage
	Any attempt to do above, except assault pursuant to PC 1192.7(c)(39)
	Any conspiracy to commit an offense above pursuant to PC 1192.7(c)(42)
12022(b)(1)	Personal Use of Dangerous, Deadly Weapon
12022.5	Personal Use of a Firearm
12022.7	Personal Infliction of GBI
12303.3	Exploding a Destructive Device or any Explosive with Intent to Injure
18745	Exploding a Destructive Device or any Explosive with Intent to Murder
18750	Exploding a Destructive Device or any Explosive Causing GBI
18755	Exploding a Destructive Device Causing Mayhem, Death or GBI
26100(c), (d)	Shooting from a Vehicle

<b>Health and Safety Code Section</b>	
<b>Health &amp; Safety Code</b>	<b>Offense Description</b>
11353	Selling or Giving Heroin, Cocaine or Methamphetamine to a Minor

<b>Vehicle Code Section</b>	
<b>Vehicle Code Section</b>	<b>Offense Description</b>
2800.3	Evading Police Officer Causing Death or Injury with Personal Infliction of GBI or Personal Use of Dangerous or Deadly Weapon
23104(b)	Reckless Driving Causing Bodily Injury with Personal Infliction of GBI or Personal Use of Dangerous or Deadly Weapon
23153	DUI Causing Injury with Personal Infliction of GBI or Personal Use of a Dangerous or Deadly Weapon

# 4.0 Misdemeanor Bail Schedule

	Presumptive Bail
Driving under the influence	\$5,000
Domestic violence	\$5,000
All other misdemeanor offenses	\$1,000
Misdemeanor VOP, OR, SOR	Double the presumptive bail