

LR68-CR00-203 BAIL SCHEDULE

A. BAIL SCHEDULE

If not otherwise set by the court, the following is the bail schedule in criminal cases:

Level	Surety Bond
1. Murder	No bond
2. Level 1 Felony	\$70,000.00
3. Level 2 Felony	\$30,000.00
4. Level 3 Felony	\$20,000.00
5. Level 4 Felony	\$12,000.00
6. Level 5 Felony	\$ 8,000.00
7. Level 6 Felony	\$ 5,000.00
8. Class A Misdemeanor	\$ 1,000.00
9. Class B Misdemeanor	\$ 1,000.00
10. Class C Misdemeanor	\$ 1,000.00

B. BOND BASED ON HIGHEST OFFENSE

The bond applied shall be based only on the highest class or level charged, if multiple offenses are charged. If habitual offender or habitual substance offender is charged, the bond shall be double the amount listed in the bail schedule. Also, if the Defendant is presently admitted to bail or on release from any Court awaiting final disposition in a pending criminal case or on probation or parole, the bond shall be double the amount listed in the bail schedule.

C. 10% CASH DEPOSIT

For a Level 6 Felony and for all Classes of Misdemeanor the Sheriff may accept a cash deposit in the amount of 10% of the amount of the surety bond, which deposit shall promptly be provided to the Clerk on the next business day, and have the Defendant and the poster execute an agreement per I.C. 35-33-8-3.2 that allows the Court to retain all or part of the cash to pay publicly paid costs of representation and fines, costs, fees, and restitution that the Court may order the Defendant to pay if the Defendant is convicted. The Defendant must also pay the bond fee provided in I.C. 35-33-8-3.2(d)

D. IMPAIRED PERSONS

No person shall be released by the Sheriff of Randolph County, regardless of the provisions of this Order, unless such person clearly manifests that they are in a state of sobriety at the time the provisions of the Order would otherwise permit release. The Sheriff shall hold in custody any person who is under the influence of alcohol or controlled substances until such time it is determined, at the Sheriff's discretion, that the individual may be safely released without danger to self or others. A law enforcement agency may use the chart set out in I.C. 35-33-1-6 to determine the minimum number of hours an impaired person should be detained prior to release.

E. EXCEPTIONS

This bond schedule shall not be used for, nor be applicable to, the following cases until the appropriate hold time has passed:

- a) Sex offenses where hold and no contact conditions are applicable.
- b) Any persons arrested on a "crime of domestic violence" with an element of physical force or the threatened use of a deadly weapon where a 12 hour hold shall be applied prior to the posting of bond.
- c) Intoxication offenses (drug and/or alcohol).

F. PROPERTY BONDS All property bonds shall be granted only after notice is sent to the prosecuting attorney and counsel for the defense and a hearing is conducted to determine whether such bonds are proper.

G. ADJUSTMENT OF BOND All bonds are subject to being adjusted by the Court. The Court may require hearing pursuant to statute and application by counsel of record. If there is a difference between the amount of bond posted prior to the issuance of a probable cause order, the order shall govern the amount of bond. However, overpayments may not result in refunds to the Defendant. If a Defendant is arrested for a separate criminal offense while released on a prior posted bond, the release on the prior posted bond may be revoked by the Court.

H. NO CONTACT PROVISIONS Pursuant to I.C. 35-33-8-3.2(a)(4), a person who is arrested for any of the attached offenses shall be held for 12 hours before release from custody, unless released sooner pursuant to a Court Order. The release of such person on bail shall be conditioned upon the person having no direct or indirect contact with the alleged victim of the offense pursuant to the attached Order. During regular Court business hours the Prosecuting Attorney, alleged victim or advocate may petition for a no contact order or ex parte protective order.

If a no-contact order is needed at times other than regular court business hours, the Prosecuting Attorney or the Sheriff may contact a Judge and request release of the arrested person on bond or an oral authorization for a no-contact order, which shall be reduced to a written no-contact order and submitted to the Judge on the next business day of the Court. Failure to seek written order may result in release of the no contact provision. The person to be released shall be notified of the no-contact conditions of the bond with receipt acknowledged by the person. After release, should the Defendant encounter (any of) the alleged victim(s) by chance, the Defendant is ordered to make a reasonable effort to avoid contact with the alleged victim(s).

The Sheriff of Randolph County is hereby ordered to abide by this bond schedule for all criminal offenses filed or to be filed in the Randolph County Courts. This bail bond schedule supersedes all previous Bail Bond Schedules ordered by the Randolph County Courts.

The Randolph County Clerk approves of the Randolph County Sheriff collecting the bail posted under I.C. 35-33-8-3.2.

Randolph County Clerk

Date