

Superior Court of California  
County of San Bernardino



**2021**

**UNIFORM BAIL SCHEDULE**

**(Felony and Misdemeanor)**

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN BERNARDINO  
2021 BAIL SCHEDULE

<b>PENAL CODE</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
32	Accessories	25,000 50,000 if serious-violent or half the amount of the principal offense, whichever is greater
37	Treason	No Bail
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 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 forced/false documents for filing	35,000
118	Perjury	50,000
127	Subordination of perjury	50,000
128	Perjury resulting in execution of innocent person	No Bail
136.1(a) or (b)	Intimidation of victim or witness	50,000
136.1(c)	Preventing dissuading witness from attendance, testifying	100,000
137(a)(b)	Influencing testimony	100,000
140	Threatening victims, witnesses, or informants (only if charged as felony and with personal use of firearm)	50,000
148.10(a)	Resisting arrest resulting in serious bodily injury or death (only when used a deadly weapon or firearm or personally inflicted great bodily injury)	50,000
149	Assault by officer under color of authority	50,000
165	Bribery of Councilman, Supervisor, Etc.	25,000
166(c)(1)	Willful and knowing violation of a protective order	\$10,000

SUPERIOR COURT OF CALIFORNIA  
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<b>PENAL CODE</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
		Second offense \$20,000 Third offense \$40,000
182	Conspiracy	Same as substantive offense
182(a)/Ser.Fel.	Conspiracy to violate a serious felony	Same as substantive offense
186.10(a)	Money laundering	50,000 or double the amount involved, whichever is greater
186.22(a)	Gang crime	100,000
186.22(a)/136.1	Intimidating a victim or witness in violation of Penal Code §186.22(a)	100,000
187	Murder – with special circumstance	No Bail 1,000,000
187/664	Attempted murder	1,000,000
191.5(a)	Vehicular homicide (DUI with gross negligence) Penal Code §1192.8(a)	250,000
<b>191.5(b)</b>	<b>Vehicular homicide (DUI without gross negligence)</b>	<b>150,000</b>
192(a)	Manslaughter – voluntary Penal Code §1192.8(a)	250,000
192(b)	Manslaughter - involuntary	75,000
192(c)(1)	Manslaughter - driving vehicle with gross negligence Penal Code §1192.8(a)	250,000
192(c)(2)	Manslaughter -driving vehicle without gross negligence	75,000
192(c)(3)	Vehicular homicide (financial gain)	250,000
192.5(a)	Vehicular( <i>vessel</i> ) manslaughter w/gross negligence; Penal Code §1192.8(a)	200,000
192.5(b)	Vehicular ( <i>vessel</i> ) manslaughter w/out gross negligence; Penal Code §1192.8(a)	50,000
192.5(c)	Vehicular ( <i>vessel</i> )manslaughter without gross negligence; Penal Code §1192.8(a)	100,000
203	Mayhem	100,000
205	Aggravated Mayhem (life)	1,000,000
206 (as actor)	Torture ( <i>Personal infliction of great bodily injury. GBI is an element</i> )	500,000
207	Kidnapping	250,000

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<b>PENAL CODE</b>		
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See 667.8(a)	Kidnapping for purpose of felony sexual offense	500,000
207(b)	Kidnapping victim under 14 years of age	500,000
209(b)(1)	Kidnap to rape/oral cop./sodomy/foreign	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 (life)	1,000,000
210.5	False imprisonment – kidnap to evade arrest	250,000
211	Robbery	
	212.5(a)(b) First degree	200,000
	212.5(c) Second Degree	100,000
214	Train Robbery	100,000
215	Carjacking	250,000
See 664	Attempted Robbery	50,000
217.1	Attempt to kill specified public officials	500,000
218	Derailing or wrecking train	100,000
219	Train wrecking (life)	1,000,000
219.1	Throwing rocks or missiles at common carrier	
	Without injury . . .	25,000
	With injury . . .	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 violation of Penal Code section 264.1, 288, or 289	Same as substantive offense
222	Administering drugs to aid felony	25,000
236	False imprisonment	50,000
236.1(c)(2)	Human trafficking; provisions regarding minors	500,000
236.4(b)	GBI on victim in commission or attempted commission of human trafficking	200,000
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

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<b>PENAL CODE</b>		
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243(e)(1)	Battery of spouse, cohabitant, co-parent, former spouse, fiancé	\$10,000 (misdemeanor) \$25,000 (felony)
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 machine gun	250,000
245(a)(4)	Assault by means of force likely to produce great bodily injury	50,000
245(b)	Assault with a semiautomatic firearm	175,000
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
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 or fireman	250,000
245.2	Assault with a deadly weapon/force likely to produce GBI on public transit personnel	75,000
245.3 <i>dw</i>	Assault with on a custodial officer	75,000
245.5(a-c)	Assault with a deadly weapon on a school employee	100,000
245.6(d)	Hazing resulting in death or serious injury (only if felony)	25,000
246	Shooting +at inhabited dwelling, building, occupied motor vehicle	250,000
246.3	Discharge of firearm – gross negligence	50,000
247(a), (b)	<i>Personally</i> shooting at an unoccupied plane, uninhabited dwelling house, etc.	25,000
261	Rape	250,000
261(a)(2); (a)(6)	Rape by force; threat to retaliate	150,000
261.5	Unlawful sexual intercourse with person under 18 years of age	25,000
262	Spousal rape	250,000

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<b>PENAL CODE</b>		
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262(a)(1); (a)(4)	Spousal rape by force . . . ; threat to retaliate	150,000
264.1	Rape in concert with force and violence	250,000
266	Enticement for purposes of prostitution	100,000
266(c)	Sexual intercourse consent procured by fraud and fear	100,000
266(h)	Pimping If minor	100,000 150,000
266(i)	Pandering If minor	100,000 150,000
267	Abduction of minor for prostitution	50,000
269	Aggravated sexual assault of a child < 14	500,000
272	Contributing to the delinquency of a minor with lewd or lascivious conduct	50,000
273a(a)	Willful harm or injury to child likely to produce great bodily harm or death	100,000
273(a)(b)	Assault on child with GBI resulting in death	500,000
273d(a)	Corporal punishment or injury of child	50,000
273.4	Female genital mutilation (only when used a deadly weapon or firearm or personally inflicted great bodily injury)	100,000
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
273.6	Violation of protective order (only if person made threats to kill or harm, has engaged in violence, or has gone to residence or workplace of protected person)	\$25,000 \$50,000 w/ prior
278	Child stealing	50,000
285	Incest	50,000
286	Sodomy	250,000
286(b)(1)	If victim under 18 years of age	50,000
286(b)(2)	If victim under 16 and defendant over 21 years of age	75,000

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286(c)(1), (c)(2)(A-D), (c)(3); (d)	Sodomy (age differential, force, etc., Victim <14 w/force, minor by force or fear, threat to retaliate; sodomy in concert	250,000
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 state prison or county jail	50,000
286(f)	If victim unconscious of nature of act	50,000
287	Oral Copulation	
287(b)(1)	If victim under 18 years of age	50,000
287(b)(2)	If victim under 16 and defendant under 21	100,000
287(c)	If victim under 14 and defendant more than 10 years older than victim	150,000
287(c)(2)	If defendant compelled another to participate by force, duress, or threats of bodily injury	150,000
287(d)	If in concert with force and violence	250,000
287(e)	If committed in state prison or county jail	50,000
287(f)	If victim unconscious of nature of act	100,000
288(a)	Lewd act with child under 14 years of age	250,000
288(b)	Lewd act with child under 14 years of age with force	500,000
288.2	Showing obscene material to minors (only if felony)	50,000
288.3	Contact with minor with intent to commit specified sex offenses	100,000
288.4	Arranging a meeting with a minor for lewd purposes	(a)(1) \$50,000 (a)(2) \$100,000
288.4(a)(2)	Contact with minor for sex offense with prior conviction	100,000
288.5	Continuous sexual abuse of a child	350,000
288.7	Sexual intercourse with child under 10	500,000
289	Penetration by foreign object	100,000
289(a)(1)	Sexual penetration by force, fear, etc.	200,000
289(a), (j)	Any sexual penetration defined in (a), (j)	200,000

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290(c)	Offenses requiring registration on sex offender registry	Same as substantive offense
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
311.10	Advertisement of obscene matters depicting minors	25,000
311.11	Possession or control of child pornography	(a) \$25,000 \$50,000
314(1); (2)	Indecent exposure	\$50,000 \$100,000 w/ prior conviction for either 288 or 314
314	Indecent exposure with prior conviction of PC 288 or 314	100,000
337A	Bookmaking	25,000
347(a)(2)	Poisoning food, drink, medicine, pharmaceutical product, or water	75,000
368	Elder Abuse	50,000 or amount of loss, whichever is greater
368(b)(2)	GBI against elders and/or dependent	50,000 Or amount of loss, whichever is greater
368(b)(3)	Cause harm/death to elder dep adult	50,000 Or amount of loss, whichever is greater
404.6(c)	Inciting riot in prison or jail resulting in GBI	25,000
405a	Taking a person from custody by riot	100,000
417(b), (c)	Brandishing firearm	50,000
417.3	Brandishing firearm in a vehicle	50,000
417.6	Brandishing firearm with infliction of GBI	50,000
417.8	Brandishing firearm to prevent arrest	50,000
422	Threats to commit crime or great bodily injury	50,000



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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 structure	250,000
451(c)	Arson, structure or forest land	100,000
451(d)	Arson, other property	50,000
451.1	Arson with added circumstances	75,000
451.5	Aggravated arson	500,000
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	Arson (Only if involving a firearm)	50,000
453(a)	Explosives, flammable matter, possession	50,000
453(b)	Firebomb, possession, manufacture, disposal	50,000
454	Arson during state of emergency	150,000
455 arson	Attempted arson. <i>P v. Flores</i> (1995) 39 CA4th 1811	25,000
459	Burglary Residential First 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; falsification of records over \$950	25,000
470a	Forgery or counterfeiting driver's license or I.D. card	25,000
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

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<b>PENAL CODE</b>		
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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 \$2,350	25,000
484c	Embezzlement of funds for construction	50,000
484e(d)	Credit cards, four or more acquired in violation of PC 484(e) in 12 month period	25,000
484f(a)	Credit card, make card purporting to be	25,000
484f(b)	Credit card, sign false name	25,000
484g	Credit card obtained in violation of PC 484(e) or forged card; used for obtaining anything of value – If value of goods, etc. received exceeds \$950 in consecutive six month period	25,000
484h(a)	Credit card, fraudulent – merchant furnishing goods with knowledge of – If payment received exceeds \$950 in consecutive six month period	25,000
484h(b)	Credit card issuer – merchant furnishing goods with knowledge of – If payment received for goods, etc., not furnished goods exceeds \$950 in consecutive six month period	25,000
484i(b)	Credit card equipment, possession without consent of issuer	25,000
487 (firearm)	Grand theft involving firearm	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	Receiving stolen property if value more than \$950 Property = Gun over \$950	25,000 Or amount received, whichever is higher
496d(a)	Receiving stolen property Property = Motor vehicles	50,000 Or amount stolen, whichever is greater
497	Stolen property, bringing into state	25,000

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<b>PENAL CODE</b>		
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		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
504(a)	Embezzlement, disposal of personal property under lease or lien Or amount stolen, whichever is higher	25,000 or amount stolen, whichever is higher
504(b)	Embezzlement of proceeds of sale of security 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
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
518/186.22	Extortion in violation of 186.22	100,000
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

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<b>PENAL CODE</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
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 greater
550	Insurance Fraud	25,000 or amount taken, whichever is greater
550(g)	Participating in fraudulent auto accident causing serious bodily injury	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
597	Maiming, mutilating, torturing, wounding or killing an animal	50,000
600(d)	Personally causing GBI while obstructing or interfering with a police horse or dog	100,000
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
647.6	Annoying or molesting a child	\$50,000
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	½ base offense;

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<b>PENAL CODE</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
		except 187
664(a)	Completed crime punishable by state prison except for attempted murder, attempted robbery, capital and life cases	25,000 or ½ 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
667.61	Aggravated sexual assault	500,000
667.8	Kidnapping to commit a sexual offense	500,000
667.85	Kidnapping child under age 14	50,000
1320(b)	Fail to appear on felony O.R. If serious or violent felony	50,000 100,000
4500	Assault by a life prisoner	500,000
4501 <i>dw</i>	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 misdemeanor, 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
4573	Bringing controlled substances into jail	25,000
4574	Smuggling weapon into jail or prison	50,000
11418(b), (c)	Terrorist activity, using weapon of mass destruction	500,000

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12022(b)(1)	Personal use of a deadly weapon	25,000
12022.3(a)	Sex offense with use of firearm or deadly weapon	100,000
12022.5(b)	Use of assault weapon or machine gun	100,000
12022.53 (Applies to felonies Section 187 (murder), Section 203 or 205 (mayhem))	Committing a felony while using a firearm	250,000
12022.55	Discharging firearm from vehicle	\$500,000 (If death) \$250,000 (if GBI)
12022.7	Personal infliction of GBI	100,000
12022.8	Infliction of GBI during a sex crime	75,000
12022.9	Personal infliction of GBI resulting in termination of pregnancy	100,000
12022.95	Death of child involving a 273a violation	500,000
16590	Dangerous weapons, manufacture, sale, possession; carrying explosive or concealed dirk or dagger	25,000
18715	Possession of destructive devices or explosives in public place	500,000
18720	Possession of materials with intent to make destructive device or explosive	150,000
18725	Carrying or placing explosive on common carrier	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 explosive causing bodily injury	500,000
18755	Exploding a destructive device causing great bodily injury or mayhem	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

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26100(b), (c) (12034(c))	Personally shooting from motor vehicle	250,000
27590(d) (12072(g)(4))	Transfer of firearm	25,000
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

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<b>VEHICLE CODE</b>		
<b>VEHICLE CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
2800.2	Attempting to evade police officer while driving recklessly	100,000
2800.3	Willful flight causing death	250,000
2800.4	Willful flight, driving on the wrong side of the road	100,000
4463	Ownership certificate, license forgery	25,000
10801	Owning or operating a chop shop	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
23104	Reckless driving causing bodily injury	50,000
23104(b)	Reckless driving with <i>intentional use as dw or personally</i> causing GBI w/prior. <i>P v. Bow</i> (1993) 13 CA4th 1551; Penal Code §1192.8(a)	100,000
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 (felony) [if misdemeanor - \$25,000 Additional \$25,000 for each prior]
23153	Driving under the influence of alcohol or drugs or BA of 0.08 or higher causing injury	100,000
23153	DUI with injury	25,000  With prior felony DUI 100,000 With 2 prior DUIs 75,000 DUI causing GBI w/2 priors 100,000 DUI causing GBI w/4 priors 150,000



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<b>HEALTH AND SAFETY CODE</b>		
<b>HEALTH &amp; SAFETY CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
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
11353/11370.4	<i>Furnishing, etc.,</i> a minor with heroin, cocaine base, or cocaine	175,000
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
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 (11055, 11100)	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	Infraction/Misdemeanor
11357(a)	Concentrated cannabis – felony	Misdemeanor

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<b>HEALTH AND SAFETY CODE</b>		
<b>HEALTH &amp; SAFETY CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
11358	Marijuana: Cultivate, process	Misdemeanor unless (1) prior super strike or if a registered sex offender, (2) prior convictions under this subsection OR (3) offense resulted in intentional division of public waters, introduction of harmful chemical into waters or otherwise caused substantial environmental harm to public lands 25,000 plus chart enhancement
11359	Marijuana: Possession for sale	Misdemeanor 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 person under 21 in unlawfully cultivating, selling, etc. any marijuana 25,000 plus chart enhancement
11360(a)	Marijuana: Transportation, sale and furnishing	Misdemeanor 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

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<b>HEALTH AND SAFETY CODE</b>		
<b>HEALTH &amp; SAFETY CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
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	Using fortified location for sale	25,000
11368	Narcotic drug: Forging, altering prescription	25,0000
11370.1	Possessing certain controlled substances while armed	50,000
11370.2	Three 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 controlled 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 great bodily injury	500,000 600,000 800,000
11379.6(b)	Offer to manufacture	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

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<b>HEALTH AND SAFETY CODE</b>		
<b>HEALTH &amp; SAFETY CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
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 with gun	50,000
25189.7	GBI during burning of hazardous waste	100,000

<b>BUSINESS AND PROFESSIONS CODE</b>		
<b>B&amp;P CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</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>WELFARE AND INSTITUTIONS CODE</b>		
<b>W&amp;I CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
1768.8(b)	Assault with personal use of a deadly weapon by CYA inmate on non-inmate	100,000
1768.85	Juvenile Gassing	75,000

<b>MILITARY AND VETERANS CODE</b>		
<b>MV CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
1670 1671 1672	Sabotage resulting in death or GBI	500,000
1674	Conspiracy to sabotage with death or GBI	500,000

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<b>ELECTIONS CODE</b>		
<b>E CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
18540	Use of force or violence to intimidate of voter	50,000
	Any felony in which the defendant personally inflicts great bodily injury on any person, other than an accomplice, or any felony in which the defendant personally uses a firearm	
	Any felony punishable by death or imprisonment in the state prison for life	
	Attempt to commit a felony punishable by death or imprisonment in the state prison for life	½ base offense; except 187
	Any attempt to commit a crime listed in this subdivision other than an assault	½ base offense; except 187

<b>DRUG CHART ENHANCEMENT</b>					
	Weight	Liquid	PCP, Heroin	Marijuana	All Sales/ Transportation \$50,000 <b>PLUS</b> the following
0	2	1	1 gm	10 lbs.	Add \$40,000
0	6	8	3 gm	25 lbs.	Add \$50,000
0	1 lb.	1 quart	1 oz.		Add \$100,000
0		1	8 oz.		Add \$150,000
0	1 ½ lb.	2	1 ½ lb.	100 lbs.	Add \$200,000
0	2	3	2 lbs.		Add \$250,000
0	3	5	3 lbs.	250 lbs.	Add \$500,000
0	10 lbs.	20 gal.	10 lbs.		Add \$1 million
0	20 lbs.	25 gal.	20 lbs.		Add \$2 million
0	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 SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</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
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
12022.55	Discharging firearm from vehicle with death . . . Great bodily injury	500,000 250,000

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<b>INCREMENTS FOR SENTENCE ENHANCING ALLEGATIONS AND OTHER EXTRAORDINARY FACTS</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
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	1,300,00 or amount of loss, whichever is greater
12022.6(a)(4)	Loss Exceeds \$3,200,000	3,200,00 or amount of loss, whichever is greater
12022.7(a) 12022.7(b)-(e)	Infliction of great bodily injury . . . Infliction of great bodily injury . . .	75,000 100,000
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

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<b>PRIORS AND OTHER CONDITIONS</b>		
<b>PENAL CODE SECTION</b>	<b>OFFENSE</b>	<b>PRESUMPTIVE BAIL</b>
667*	SERIOUS OR VIOLENT PRIORS Valid prior conviction under P.C. Sections 667.5 or 1192.7 and current charge not punishable by death or life without parole	
	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 violent felony offense and prior prison term for any violent felony offense(s) within the last 10 years... For each additional prison prior alleged	25,000
667.6(a)	Sex conviction with prior sex conviction . . .	100,000
667.6(b)	Sex conviction with two or more prior sex convictions . . .	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



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- 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
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

SUPERIOR COURT OF CALIFORNIA  
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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:

OFFENSE	PRESUMPTIVE BAIL
Bail for any misdemeanor not specified below	\$0
Bail for any FTA (Failure to Appear) on current misdemeanor case:  (FTA's may be stacked without limitation)	\$25,000 per FTA <b>added</b> to existing bail
FTA for DUI or domestic	\$50,000
OFFENSE	PRESUMPTIVE BAIL
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, 404, 404.6, 417, 417.6, 422, 463(a), 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), 288.4, 290, 261.5, 311.1. subdivision (b), (c), or (d) of 311.2, 311.3, 311.4, 311.10, 311.11, 314, 647(a), 647(b), AND 647.6	\$50,000
Bail for DUI Additional bail for prior DUI conviction (may be stacked)	\$25,000 \$25,000
Evading a peace officer CVC2800.1	\$25,000
Violation of gang injunction PC §§166(a)(10)	\$50,000

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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.

Pursuant to Penal Code §1269b(c), San Bernardino County Superior Court adopts uniform countywide bail schedule, effective January 1, 2021.

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