# SUPERIOR COURT OF CALIFORNIA
# COUNTY OF IMPERIAL

## FELONY AND MISDEMEANOR BAIL SCHEDULE

2026

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## *Felony and Misdemeanor Bail Schedule*

This schedule is adopted by the Superior Court for the County of Imperial pursuant to Section 1269b(c) of the Penal Code and is to be utilized pursuant to section 1268 et seq. of the Penal Code in setting bail for the release of persons arrested on charges, without warrant, and for the alleged commission of any bailable offense.

This Bail Schedule consists of two sections: (A) Bail for Felonies, and (B) Bail for Misdemeanors

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# SECTION A: FELONY BAIL SCHEDULE

## PART 1: RULES

### RULE 1: Setting Bail

A. Bail for felony crimes will be set as follows:

1. The amount set in the approved arrest warrant. In the event that the arrest warrant is for an offense that, pursuant to the Bail Schedule, would have an amount of $0, the amount in the warrant will control.
2. The amount set pursuant to 1269c P.C. (See Rule 6(A) herein).
3. The amount set at a hearing in court; and / or
4. The amount set through use of this Bail Schedule.

B. The Felony Bail Schedule consists of four parts:

1. The “Rules”.
2. The “General Bail Amounts Chart”.
3. The “Special Bail Amounts”; and
4. The “Bail Amounts for Enhancements.”

C. Review all Rules. Review the “General Bail Amounts Chart” section. Review the “Special Bail Amounts” section. If the bail amount is different, the higher amount applies.

D. To calculate bail on any one case, take the count which imposes the longest term of incarceration, find the bail amount from the “General Bail Amounts Chart” section. Check the “Special Bail Amounts” section. If there is a conflict, use the larger sum. Next, add bail for all enhancements. The calculation is per case.

E. “$0 bail” means that bail is not required in lieu of a signed written citation or promise to appear. The court can set bail in an amount higher than the bail schedule; however, law enforcement will have to apply for such an order under P.C. 1269c. A judge is available 24/7 to review those requests (See Rule 6(A) herein).

### RULE 2: No Bail

Murder with special circumstances No Bail.

## RULE 3: Attempts, Conspiracy, Solicitation, Accessories Etc.

Except as otherwise provided by this schedule, a defendant charged with conspiracy (PC 182), solicitation (PC653(f)), accessory or attempt to commit (PC 664) shall have bail set in an amount equal to the bail for the substantive offense which was the object of the conspiracy, solicitation or attempt.

Note: 182/187 PC: The bail is $1 million.

## RULE 4: Multiple Counts, Multiple Cases

A. Multiple Counts:

   1. For each separate crime, the single highest bail plus all applicable enhancements shall apply.

B. Multiple Cases: Calculate the bail for each case separately. A separate bail is required for each separate case.

   Examples:

   1. Two Separate Complaints Filed: Defendant commits two robberies on two separate dates (two separate sets of circumstances) – the applicable bail amount for each of the robbery complaints would be calculated. These are two separate cases and two separate bail bonds are required.

   2. One Complaint Filed: Defendant robs a pizza store and takes money from the register and from a customer's wallet. The bail is the amount for the most serious criminal charge plus bail for any enhancements.

## **RULE 5: Enhancements / Strikes**

A. Enhancements:

   If it is alleged in the Complaint or Information, or it is evident from other information made available to the Court, that one or more punishment enhancements under this schedule are applicable, the bail amount specifically described for each applicable enhancement shall be added cumulatively to the bail set forth for the specified offense. See Part 4, Bail Amounts for Enhancements to Felonies. For unlisted enhancements, see Part 2, The General Bail Amounts Chart.

B. Strikes:

If it is alleged in the Complaint or Information, or it is evident from other information made available to the Court, that there is a strike prior within the meaning of Penal Code Sections 667 and 1170.12 the additional bail shall be calculated as follows:

(1)(a) If the defendant has previously been convicted of one strike, the bail is enhanced by $50,000.

(b) If the defendant has previously been convicted of two or more strikes, the bail is enhanced by $50,000 per strike, if the current crime is a non-serious and non-violent crime.

(c) If the defendant has previously been convicted of two or more strikes, and, if any of the exceptions contained in section 667(e)(C)(i-iv) apply, then the total bail is $1,000,000.

(2) If the defendant has previously been convicted of two or more serious or violent felonies and the current crime is a serious or violent felony, then the total bail is $1,000,000.

## RULE 6: Bail Increase / Source of Bail Funds

### A. Bail Increase (P.C.1269c)

In the event that law enforcement has reasonable cause to believe that the amount of bail set forth in the Bail Schedule is insufficient to assure a defendant's appearance or to assure protection of a victim or family member of a victim, and/or public safety, the arresting officer shall provide the booking officer at the custodial jail a copy of a P.C. 1269c. declaration requesting an order setting higher bail. Once a copy of the P.C. 1269c form has been given to the booking officer, no one shall release the defendant except at the higher requested bail. The arresting officer then has eight (8) hours to obtain Magistrate approval. If no Magistrate approved 1269c form is provided to the booking officer within eight (8) hours of the initial booking, then the defendant may be released at the amount of bail as indicated by the Bail Schedule. Any Magistrate approved 1269c form must be filed with the Complaint. If a defendant believes bail is excessive, he or she (personally or through an attorney, friend or family member) may also exercise the application procedures set forth in Penal Code Section 1269c. Bail shall not be modified (nor shall a defendant be released on his or her own recognizance), where a defendant is charged with a crime enumerated in Penal Code Section 1270.1, without compliance with the hearing procedures set forth in that section.

### B. Source of Bail Funds (P.C. 1275.1)

In the event that law enforcement has reasonable cause to believe that bail has been or may be obtained by felonious means, the arresting officer shall provide

the booking officer at the custodial jail a copy of a declaration requesting an order pursuant to Section P.C. 1275.1. Once a copy of the P.C. 1275.1 form has been given to the booking officer, no one may release the defendant. The arresting officer has twenty-four (24) hours to obtain Magistrate approval. If a Magistrate approves the P.C. 1275.1 application, the defendant may not be released except upon the order of a Judge after a noticed hearing in Court. If no Magistrate approved P.C. 1275.1 form is provided to the booking officer within twenty-four (24) hours of the initial booking, then the defendant may be released upon whatever bail is set. Any Magistrate approved P.C. 1275.1 form must be filed with the Complaint or filed with the court if the complaint has already been filed.

## RULE 7: Violation of Probation / Mandatory Supervision

Probation:

**a)** Felony:

In the absence of a specific court order, the amount of bail on a violation of felony probation shall be $50,000. In the absence of a specific court order, the amount of bail on a violation of misdemeanor probation shall be $5,000.

**b)** Mandatory Supervision:

In the absence of a specific court order, the amount of bail on a violation of mandatory supervision shall be $100,000.

## RULE 8: Economic Loss

If the alleged economic loss is greater than the bail schedule, the bail shall be the amount of the loss, rounded to the next higher thousand dollar level (i.e., if the economic loss is $58,425, the bail is $59,000.

## PART 2: GENERAL BAIL AMOUNTS CHART FOR FELONIES

| Maximum Incarceration in State Prison | Bail |
|---|---|
| 3 years or less | $ 10,000* |
| 4 years | $ 25,000 |
| 5 years | $ 30,000 |
| 6 years | $ 35,000 |
| 7 years | $ 50,000 |
| 8 years | $ 55,000 |
| 9 years | $ 60,000 |
| 10 years | $ 75,000 |
| 11 years | $ 80,000 |
| 12 years | $ 85,000 |
| 13 years | $ 150,000 |
| 14 years | $ 200,000 |
| 15 years | $ 250,000 |
| 16 years or more, but less than life | $ 500,000 |
| Life | $ 1,000,000 |
| Life w/o Parole or Death Penalty | NO BAIL |

*A person arrested for a violation of Health and Safety Code section 11395 or for a violation of Penal Code section 666.1 on or after December 18, 2024, shall not be admitted to bail, or released on their own recognizance, except on order of the court.

## PART 3: SPECIAL BAIL AMOUNTS FOR FELONIES

| PENAL CODE SECTION | DESCRIPTION OF VIOLATION | AMOUNT OF BAIL |
|---|---|---|
| 69 | RESISTING EXECUTIVE OFFICER | $ 10,000 |
| 219.1 | THROWING MISSILE AT VEHICLE OR COMMON CARRIER …….. | $ 50,000 |
| 236 | FALSE IMPRISONMENT WITH VIOLENCE | $ 50,000 |
| 236.1(a) | HUMAN TRAFFICKING/PROSTITUTION/FORCED LABOR | $ 250,000 |
| 236.1(c) | HUMAN TRAFFICKING/PROSTITUTION/FORCED LABOR- VICTIM UNDER 18 | $ 500,000 |
| 243.7 | BATTERY AGAINST JUROR …… | $ 50,000 |
| 246 | DISCHARGED OF A FIREARM AT INHABITED DWELLING/VEHICLE/AIRCRAFT | $ 50,000 |

| | | | |
|---|---|---|---|
| 261 | RAPE | $ | 50,000 |
| 264.1 | RAPE IN CONCERT | $ | 100,000 |
| 273.1(a) | CHILD ABUSE<br>Plus an additional $15,000 for each additional victim | $ | 50,000 |
| 273.5 | INFLICT INJURY ON SPOUSE OR COHABITANT… | $ | 50,000 |
| | …with a prior ……. | $ | 75,000 |
| 273.6(d) or (e) | VIOLATION OF COURT ORDER WHERE DEFENDANT HAS MADE THREATS TO KILL OR HARM, HAS ENGAGED IN VIOLENCE AGAINST, OR HAS GONE TO THE RESIDENCE OR WORKPLACE OF, THE PROTECTED PARTY……. | $ | 10,000 |
| 288(a) | LEWD OR LASCIVIOUS ACT – UNDER 14 YEARS | $ | 50,000 |
| 288(c)(1) | Lewd or Lascivious Act –10 Years Older than Child | $ | 50,000 |
| 311.11(a)-(c) | POSSESS OBSCENE MATTER-CHILD PORNOGRAPHY | $ | 50,000 |
| 422 | TERRORIST THREATS …….. | $ | 20,000 |
| 463 | LOOTING DURING EMERGENCY | $ | 10,000 |
| 646.9 | WILLFULLY, MALICIOUSLY, REPEATEDLY FOLLOW OR WILLFULLY HARASS ANOTHER PERSON ……. | $ | 50,000 |
| 626.9 | FIREARM AT PUBLIC SCHOOL | $ | 25,000 |
| 626.9(b) | LOADED FIREARM AT SCHOOL | $ | 50,000 |
| 626.9(d) | DISCHARGE FIREARM AT SCHOOL | $ | 150,000 |
| 25400(a)(1) | CARRY CONCEALED FIREARM IN VEHICLE | $ | 20,000 |
| 29800 | POSSESSION OF FIREARM BY A PROHIBITED PERSON ……. | $ | 10,000 |
| 4500 | ASSAULT BY LIFE TERM PRISONER…….. | $ | 1,000,000 |

| VEHICLE CODE SECTION | DESCRIPTION OF VIOLATION | AMOUNT OF BAIL |
|---|---|---|
| 2800.2(a) | EVADING PEACE OFFICER-RECKLESS DRIVING… WITH DESREGARD FOR SAFETY | $ 50,000 |
| 2800.3(a) | EVADING PEACE OFFICER CAUSING INJURY | $ 75,000 |
| 2800.3(b) | EVADING PEACE OFFICER CAUSING DEATH | $ 1,000,000 |
| 20001(a)-(b)(2) | HIT AND RUN WITH INJURY OR DEATH | $ 75,000 |
| 2800.3(b) | EVADING WITH DEATH | $ 1,000,000 |
| 23152 | DRIVING UNDER THE INFLUENCE - FELONY. | $ 50,000 |
| 23153 | DUI WITH INJURIES…… | $ 50,000 |

# PART 4: BAIL AMOUNTS FOR ENHANCEMENTS TO FELONIES

ENHANCEMENTS – FELONIES ONLY

| PENAL CODE SECTION | DESCRIPTION OF VIOLATION | ADDITIONAL AMOUNT |
|---|---|---|
| 186.22 | Criminal street gang | 25,000 |
| | (b)(1)(A) Felony for benefit of | 50,000 |
| | (b)(1)(B) "Serious Felony" per PC 1192.7(c) | 75,000 |
| | (b)(1)(C) "Violent Felony" per PC 667.5(c) | 100,000 |
| | (d) Felony or Misd for benefit of | 15,000 |
| 667.51 | Commits lewd act with a child and with a prior conviction for Committing lewd acts with children | 100,000 |
| | Committing lewd acts with children with 2 or more priors | 500,000 |
| 667.61 | Sex offender – life sentences | 500,000 |
| 667.6 | Commits sexual offense and | |
| | . . . Using force or violence with a prior lewd acts with children | 100,000 |
| | . . . Has two or more priors for violent crimes | 500,000 |
| 667.7 | Commits a felony with means likely to cause GBI and | |
| | . . . Has two prior violent crime convictions | 500,000 |
| | . . . Has three prior violent crime convictions | NO BAIL |
| 667.75 | Two or more prior prison terms for using minors in drug violations | 500,000 |
| 667.9 | Serious/Violent felony committed against the elderly or a child under 14 | 35,000 |
| 667.10 | Repeat offender of sex crimes against the disabled, elderly or under 14 | 35,000 |

| | | |
|---|---|---|
| 12022 | Committing or attempting felony | |
| | (a)(1) Armed with a firearm | 25,000 |
| | (a)(2) Armed with an assault rifle | 25,000 |
| | (b)(1) Use of a deadly or dangerous weapon | 50,000 |
| | (b)(3) While personally armed with a firearm | 25,000 |
| | (c) Drug Offenses Armed with a Firearm | 50,000 |
| | (d)With an accomplice who was personally armed | 25,000 |
| 12022.1 | Felony committed while on bail or on O/R release | 50,000 |
| 12022.2 | Felony committed while armed with firearm and in possession of metal-piercing ammo | 100,000 |
| 1022.3 | Rape or sexual abuse | |
| | (a) Committed with a firearm or deadly weapon | 250,000 |
| | (b) Committed while armed with a weapon | 150,000 |
| 12022.4 | Supplying firearm for commission of felony | 15,000 |
| 12022.5 | Commission of felony and | |
| | . . . Use of a firearm | 25,000 |
| | . . . Discharges a firearm at occupied vehicle | 50,000 |
| | . . . Uses firearm while violating drug laws | 25,000 |
| 12022.53 | Commission of Specified Felonies and | |
| | . . . Using a firearm | 75,000 |
| | . . . Discharges a firearm | 100,000 |
| | . . . Discharges a firearm and causes great bodily injury | 1,000,000 |
| 12022.55 | Causing GBI by discharging a firearm | 250,000 |
| | Causing death | 500,000 |
| 12022.7 | Infliction of GBI | 50,000 |
| 12022.75 | Forced consumption of a drug | 25,000 |
| 12022.8 | GBI while committing a sexual offense | 250,000 |
| 12022.85 | AIDS plus commission of a sexual offense | 50,000 |
| 12022.9 | Death of a fetus while inflicting injury on victim | 75,000 |
| H & S 11370.1 | Possession of a controlled substance while in the immediate possession of a loaded firearm | 20,000 |

| | | |
|---|---|---|
| H & S 11370.2 | Prior felony drug convictions | 20,000 each |
| H & S 11379.7(a) | Children Present at Meth Lab | 20,000 each |
| H & S 11379.7(b) | Children Present at Meth Lab who suffer GBI | 50,000 each |

## SECTION B: MISDEMEANOR BAIL SCHEDULE

If the defendant is charged with more than one offense, the highest bail amount of any single offense charged shall be used.

Adjustments to the scheduled bail amounts are within the discretion of each judge, taking into account the defendant's prior record, including, but not limited to, additional pending warrants, failures to appear in court, violation of probations, and the nature of the instant offense.

| | | |
|---|---|---|
| MISDEMEANORS 90 DAY MAXIMUM INCARCERATION | $ | 1500 |
| MISDEMEANORS 180 DAY MAXIMUM | $ | 2500 |
| MISDEMEANORS 270 DAY MAXIMUM | $ | 3500 |
| MISDEMEANORS 364 DAY MAXIMUM | $ | 5000 * |
| VIOLATIONS OF PROBATION | $ | 5000 |

*A person arrested for a violation of Health and Safety Code section 11395 or for a violation of Penal Code section 666.1 on or after December 18, 2024, shall not be admitted to bail, or released on their own recognizance, except on order of the court.

| PENAL CODE SECTION | DESCRIPTION OF VIOLATION | | BAIL AMOUNT |
|---|---|---|---|
| PC 166(c)(1) | Violation of Court Order | $ | 5,000 |
| PC 192(c)(2) | Vehicular Manslaughter Without Gross Negligence | $ | 7,000 |
| PC 243(e)(1) | Spousal Battery…….. | $ | 5,000 |
| PC 273.5 | Domestic Violence causing corporal injury……. | $ | 5,000 |

| | | | |
|---|---|---|---|
| PC 273.6 | Violation of a Court Order if the detained person made threats to kill or harm, has engaged in violence against, or has gone to the residence or workplace of, the protected party……..…… | $ | 5,000 |
| PC 290(c) | Any misdemeanor offenses listed in PC 290(c) | $ | 5,000 |
| PC 314(1) | Indecent Exposure | $ | 5,000 |
| PC 368(b)(1) | Cause GB Harm/Death – Elder or Dependent Adult Abuse | $ | 10,000 |
| PC 417(a)(1)-(2) | Brandishing a Firearm | $ | 5,000 |

| PENAL CODE SECTION | DESCRIPTION OF VIOLATION | | BAIL AMOUNT |
|---|---|---|---|
| PC 452(a) | Causing Fire that Results in GBI | $ | 15,000 |
| PC 452(b) | Causing Fire – Inhabited Structure/Property | $ | 15,000 |
| PC 452(c) | Causing Fire – Structure/Forest Land | $ | 15,000 |
| PC 646.9 | Stalking……..……... | $ | 5,000 |
| PC 25400(a)(1) | Carry Concealed Firearm in Vehicle | $ | 10,000 |
| VC 23152 | DUI | | |
| | b) With 1 prior | $ | 5,000 |
| | c) With 2+ priors | $ | 7,500 |
| | d) BAC .15 enhancement | $ | 2500 |
| | e) BAC .20 enhancement | $ | 5000 |
| VC 23153 | DUI | $ | 7,000 |
| | a) With 1 prior | $ | 10,000 |
| | b) With 2+ priors | $ | 15,000 |