

**IN THE SUPERIOR COURT OF CHEROKEE COUNTY
STATE OF GEORGIA**

INTERNAL OPERATING PROCEDURE

TO: ALL SHERIFFS, JAILERS, CUSTODIANS OF PRE-TRIAL DETENTION FACILITIES, DISTRICT ATTORNEYS, MAGISTRATES AND PRE-TRIAL OFFICERS

IN RE: BOND SCHEDULE O.C.G.A. § 17-6-1 (f)

ORDER

In order to promote uniformity and fairness, and to facilitate and ensure the early setting of bond, attached hereto and made a part of this Order is a Schedule of Bonds for designated felonies per offense. These Bonds shall be considered set upon arrest, and, upon completion of "book-in," and are subject to being made upon a proper tender pursuant to O.C.G.A. § 17-6-15 (b). This schedule should in no way be construed to be a final order so as to deny a bond hearing if requested. Any request for reduction should be made in writing to the committing court or the Superior Court. Except in cases bailable only before Superior Court, nothing herein should be deemed to prevent the Sheriff or his designee from accepting a reduced bond, when tendered in proper form and said officer is satisfied with the sufficiency of said security. Where accepted by Pre-Trial Services for supervision, except where previously reduced, bond shall be one-half that scheduled.

In exceptional cases in which the Law Enforcement Agency feels the designated bond may be insufficient surety for appearance, or where the case involves an act of family violence, the officer in charge must so note on the warrant immediately stating reason therefore; whereupon, it becomes that officer's responsibility to see the defendant and issue of bond are properly brought before a committing magistrate as soon as possible or in any event not later than the statutory period under O.C.G.A. § 17-4-26 and § 17-4-62; said committing magistrate, in his discretion, may impose additional bond, or in lieu thereof, restrictions or conditions under the supervision of Pre-Trial Services.

THE WITHIN AND FOREGOING shall be posted in a conspicuous place in all pre-conviction detention facilities in the Blue Ridge Judicial Circuit.

SO ORDERED, this 1st day of August, 1992.

**Frank C. Mills, III, Chief Judge
Blue Ridge Judicial Circuit**

**C. Michael Roach
Blue Ridge Judicial Circuit**

BAIL SCHEDULE O.C.G.A. § 17-6-1(f)

<u>OFFICIAL CODE OF GEORGIA ANNOTATED</u>	<u>OFFENSE</u>	<u>BOND AMOUNT</u>
16-4-1	CRIMINAL ATTEMPT (Capital Felony)(Other Crimes)	\$10,000 1/2 designated for crime attempted
16-5-1*	MURDER	SUPERIOR COURT JUDGE
16-5-2	VOLUNTARY MANSLAUGHTER	\$50,000
16-5-3(a)	INVOLUNTARY MANSLAUGHTER (felony)	\$15,000
16-5-21*	AGGRAVATED ASSAULT	\$10,000
16-5-21(c) & (d)*	against "peace or correctional officer" or against person over 65 years of age	\$20,000
16-5-24(a)*	AGGRAVATED BATTERY	\$25,000
16-5-24(c) & (d)*	against "peace or correctional officer" or against person over 65 years of age	\$50,000
16-5-34*	AIRCRAFT HIJACKING	SUPERIOR COURT JUDGE
16-5-40*	KIDNAPPING; KIDNAPPING with bodily injury or Ransom	\$10,000 \$50,000
16-5-70*	CRUELTY TO CHILDREN	\$20,000

16-6-1*	RAPE	SUPERIOR COURT JUDGE
16-6-2*	AGGRAVATED SODOMY	SUPERIOR COURT JUDGE
16-6-3*	STATUTORY RAPE	SUPERIOR COURT JUDGE
16-6-4	CHILD MOLESTATION	\$20,000
16-6-4(c)	AGGRAVATED CHILD MOLESTATION	SUPERIOR COURT JUDGE
16-6-6	BESTIALITY	\$10,000
16-6-22	INCEST	\$10,000
16-7-1*	BURGLARY	\$10,000+
16-7-1(b)	Recidivist	Double
16-7-22	CRIMINAL DAMAGE, 1st Degree	\$10,000+
16-7-60*	ARSON, 1st Degree	\$25,000+
16-7-61*	ARSON, 2nd Degree	\$15,000+
16-7-63	CRIMINAL POSSESSION OF EXPLOSIVES	\$10,000
16-7-64	CRIMINAL POSSESSION OF INCENDIARY	\$10,000
16-8	All Felony THEFTS	\$5,000+

16-8-12 (a)(4)(A)	Recidivist (Auto)	Double
16-8-40	ROBBERY	\$15,000+
16-8-41*	ARMED ROBBERY	SUPERIOR COURT JUDGE
16-9	FORGERY/FRAUDULENT PRACTICE, (felony)	\$1,000+
16-10-2	BRIBERY	\$10,000
16-10-52	ESCAPE (felony)	\$20,000
16-10-91	EMBRACERY	\$10,000
16-10-93	INFLUENCING A WITNESS	\$10,000
16-11-1	TREASON	SUPERIOR COURT JUDGE
16-11-106	POSSESSION OF FIREARM DURING COMMISSION OF FELONY	\$20,000
16-11-123	VGf&WA - SAWED OFF SHOTGUNS, ETC.	\$10,000
16-12-22	COMMERCIAL GAMBLING	\$10,000
16-13-30* (b) & (d) or (b) & (f)	VGCSA, Mfg., sale, deliver, poss. w/i dist. Schedule I or II drugs	SUPERIOR COURT JUDGE
16-13-31*	TRAFFICKING COCAINE, HEROIN, MARIJUANA, METHUAMPHETAMINE	SUPERIOR COURT JUDGE

	MARIJUANA, METHAQUALONE	
16-13	VGCSA (all other felonies)	\$10,000+\$1,000 / lb. mj.
16-14-5	VIOLATION RICO	\$50,000
17-6-13 & 17-7-90	BENCH WARRANT / NON APPEARANCE (felony)	SUPERIOR COURT JUDGE
17-10-7	RECIDIVIST (general)	Double
17-13-36	EXTRADITION PENDING	SUPERIOR COURT JUDGE
40-6-393 (a)	HOMICIDE BY VEHICLE, 1st Degree	\$15,000
49-4-15	FRAUD/OBTAINING PUBLIC ASSISTANCE (felony)	\$1,000+
	ALL UNDESIGNATED FELONY BONDS	\$5,000

FOOTNOTES:

Double = if charged in warrant as recidivist, bond is double that scheduled.

SUPERIOR COURT JUDGES = Bailable only before a Superior Court Judge. Defendant should be brought before Superior Court Judge as soon as possible, whether or not defendant is represented. If not brought before Superior Court Judge within 10 days unless delayed by defendant, bond automatically set at \$50,000.

* = Above schedule notwithstanding, bond may only be set by Superior Court Judge if defendant, at time of new offense, has previously been convicted of, or was on bail for offense so designated. O.C.G.A. § 17-6-1(a)(10).

+ = In all offenses so designated and similar offenses involving substantial property THEFT or LOSS, bond should be increased by double the loss.