5-03/090.15 - Cash Bail Offered by Arrestee or Agent - Provisions

When cash bail is offered by an arrestee or agent for release, the jailer shall:

- Determine the amount of bail from the warrant, order of commitment or schedule of bail, as indicated by the circumstances;
- Ensure that the arrestee has been fingerprinted as required by law;
- Ensure that the arrestee has been "run" via JDIC for a record check;
- If any "wants" are reported, the matter shall be referred to the watch commander for decision; and
- When additional charges are booked against the arrestee, the arrestee shall be so informed and additional phone calls permitted for the arrestee to secure bail;
- Accept the bail from the arrestee or agent;
- When an agent of the arrestee offers partial bail and the arrestee will pay the balance, accept the partial bail and deposit it to the prisoner's account prior to proceeding with self-payout;
- Release the arrestee immediately when he posts cash bail and comprehends his obligation to appear in court on the appointed day and time; and
- There may be circumstances that will justify delaying the release after acceptance of bail of an intoxicated person.

If intoxicated, the arrestee shall still be admitted to bail immediately when personally posting cash bail; however, his actual release time would be dependent upon his conduct and his ability to clearly comprehend his court obligation.

If bail is posted by a responsible person and it is obvious that this person will be unable to control the arrestee due to the arrestee's belligerent attitude and disorderly conduct, the release may be delayed. Release and rearrest is not the intent, nor shall an unwarranted delay in release be permitted.

Questionable releases shall be handled at the discretion of the watch commander.