

IN THE SUPREME COURT OF IOWA

IN THE MATTER OF THE)
UNIFORM BOND SCHEDULE)
PROMULGATED BY THE)
JUDICIAL COUNCIL)

ORDER

FILED
AUG 02 2007
CLERK SUPREME COURT

WHEREAS, Iowa Code section 804.21(5) provides:

- a. The judicial council shall promulgate rules and bond levels to be contained within a bond schedule for the release of an arrested person.
- b. The bond schedule shall not be used unless both the following conditions are met:
 - (1) The person was arrested for a crime other than a forcible felony, and
 - (2) The courts are not in session.

WHEREAS, the Judicial Council has conducted a periodic review of the bond schedule and finds modifications of the bond schedule are warranted.

THEREFORE, pursuant to its authority under Iowa Code section 804.21(5), the Judicial Council promulgates the following rules and bond levels for the release of a person arrested for a crime other than a forcible felony to be used when the courts are not in session:

For a violation of:

- Iowa Code section 124.401(1)(a) or (b)
\$100,000
- Iowa Code section 124.401(1)(c)
\$50,000

For other violations that constitute:

- a class "B" felony \$25,000
- a class "C" felony \$10,000
- a class "D" felony \$5000
- an aggravated misdemeanor \$2000
- a serious misdemeanor \$1000
- a simple misdemeanor \$300

This bond schedule shall not apply to persons arrested for the following crimes:

- Forcible felony crimes as defined in Iowa Code section 702.11.
- The manufacture, delivery, possession with intent to manufacture or deliver, or distribution of methamphetamine under Iowa Code section 124.401 as provided in Iowa Code section 804.21(1).
- Stalking under Iowa Code section 708.11(5).
- A person taken into custody pursuant to Iowa Code section 236.11 or arrested pursuant to Iowa Code section 236.12.

This bond schedule does not apply when court is in session. Judicial officers shall exercise discretion in establishing bond in accordance with the factors set forth in Iowa Code section 811.2(2).

An arrested person who is eligible to be released pursuant to this bond schedule shall be released by posting the bond indicated for the offense charged in the complaint. If the complaint contains more than one charge, the bond shall be the amount indicated for a single violation of the highest class of offense charged in the complaint regardless of the number of equal or lesser charges.

The citation procedure for traffic and other violations in Iowa Code sections 805.6 through 805.16 as published in the State of Iowa Compendium of Scheduled Violations and Scheduled Fines published annually is adopted.

This bond schedule takes effect August 15, 2007.

Dated this 2nd day of August, 2007.

IOWA SUPREME COURT

By Marsha Ternus
Marsha Ternus, Chief Justice