

CONNEAUT MUNICIPAL COURT ASHTABULA COUNTY, OHIO

BOND SCHEDULE

In accordance with Rule 46 of the Ohio Rules of Criminal Procedure and Section 2937.222 of the Ohio Revised Code, the following bond schedule is adopted and court ordered for all traffic and criminal cases in the Conneaut Municipal Court when the person has been arrested. There is a presumption of a personal unsecured bond for all misdemeanor charges, unless otherwise provided by statute.

The Judge shall set bonds for the following cases:

1. All felony charges.
2. The following misdemeanor charges, regardless of whether charged under the Ohio Revised Code, the Codified Ordinances of the City of Conneaut, or any other statutory provision:
 - A. Domestic violence.
 - B. Violation of any:
 - i. Protection order, or
 - ii. Condition of community control supervision/probation involving a prohibition from contact with specified persons or places.
 - C. Assault.
 - D. Aggravated menacing.
 - E. Menacing by stalking.
 - F. Menacing.
 - G. Aggravated trespass.
 - H. Any sexually oriented offense as defined by R.C. § 2950.01.
 - I. Any other offense when the victim, police officer or prosecutor is seeking a protection order, restrictions with no contact or any other similar conditions of bond.¹

For all other misdemeanor charges, the defendant may be released by the police on his or her own recognizance by a personal unsecured bond, to the appropriate governmental agency if there is an outstanding warrant, or to a responsible, sober person as the police deem appropriate, unless, based on the circumstances of the case, the prosecutor or police request a bond or conditions of bond. The amount of the personal unsecured bond set by police shall be as follows:

¹ Additional bond considerations for specific misdemeanor offenses are set out in R.C. §§ 2903.212 and 2919.251.

First Degree Misdemeanor:	\$1,000.00
Second Degree Misdemeanor:	\$ 750.00
Third Degree Misdemeanor:	\$ 500.00
Fourth Degree Misdemeanor:	\$ 250.00
Minor Misdemeanor:	\$ 150.00

In addition to the amount of the bond, all bonds shall include additional statutory fees, which are currently affixed at \$105.00 for all criminal misdemeanor and traffic charges, \$41.00 for all criminal and traffic sub-charges, and \$85.00 for all felony charges, the amounts are subject to future modification.

In all cases, a surety bond may be posted instead of a cash bond if the surety has been approved by the Clerk of the Conneaut Municipal Court.

When the Judge has previously set a bond in a case or has ordered a new bond due to a warrant entry, that bond shall apply unless and until modified by the court. Any motion to amend the bond must set out grounds in writing or on the record. If a person is arrested for two or more offenses, the bond set by the court may apply to all charges unless a different bond is requested.

In order to overcome the presumption of a personal unsecured bond, the police officer and/or law department shall provide to the court, in writing, information in accordance with Criminal Rule 46 and R.C. § 2937.222, including:

1. Record of criminal convictions for any:
 - A. Offenses of violence as defined by R.C. § 2901.01;
 - B. Criminal cases within the past five (5) years other than minor misdemeanors; and
 - C. Major traffic offenses as defined by Traffic Rule 13(B), including:
 - i. Indictable offenses;
 - ii. Operating a motor vehicle while under the influence of alcohol or any drug of abuse;
 - iii. Leaving the scene of an accident;
 - iv. Driving while under suspension or revocation of a driver's or commercial driver's license when jail is a possible penalty;
 - v. Driving without being licensed to drive when jail is a possible penalty;
 - vi. A third moving traffic offense within a twelve-month period when jail is a possible penalty;
 - vii. Failure to stop and remain standing upon meeting or overtaking a school bus stopped on the highway for the purpose of receiving or discharging a school child;
 - viii. Willfully eluding or fleeing a police officer; and
 - ix. Drag racing.

2. If the defendant is on community control supervision/probation, parole, or post-release control and the name of the court;
3. The nature and circumstances of the offense charged, including:
 - A. Injury to victim and/or damage to property;
 - B. Use of weapon in offense, possession, ownership, or access to a firearm, or whether the defendant has a CCW permit; and
 - C. Involves alcohol or a drug of abuse.
4. Active warrants with verification for pickup;
5. Pending protection orders against the defendant;
6. Known medical, mental health, and/or substance abuse issues;
7. Booking screening information if arrested;
8. Known occupation or source of income/support; and
9. Any other information requested by the judge or presented by the government based on the circumstances of the case.

The police officer or prosecutor requesting a bond shall contact the judge during reasonable hours and with reasonable notice. A defendant shall not be detained for more than forty-eight (48) hours prior to his or her initial hearing or arraignment pursuant to Crim. R. 5 or issuance of a written order by the Judge determining that probable cause exists to arrest the defendant. The police or prosecution must show a bona fide emergency or other extraordinary circumstances for any delay of more than forty-eight (48) hours from the arrest. If a protection order is being sought, the prosecutor shall be present to provide grounds for the motion or provide a written request for such an order.

This bond schedule is effective as of June 1, 2020 for all cases filed in the Conneaut Municipal Court and supersedes any and all previous bond schedules of the Conneaut Municipal Court.

IT IS SO ORDERED.

Nicholas A. Iarocci

NICHOLAS A. IAROCCI, JUDGE
CONNEAUT MUNICIPAL COURT