

BOND POLICY -EFFECTIVE AUGUST 28, 2016  
MUNICIPAL DIVISION OF THE 17<sup>TH</sup> JUDICIAL CIRCUIT OF MISSOURI  
CITY OF BELTON, MISSOURI MUNICIPAL DIVISION

It is hereby ordered that this Bond Policy, dated August 28, 2016 is effective immediately. **This bond schedule shall be utilized only for persons arrested without a warrant and held no longer than 24 hours, Pursuant to Section 479.360.**

It is further ordered that the City of Belton Police Department shall refer to the following schedule in setting appearance bonds for defendants in custody prior to the defendant's first appearance in court.

- A. Any person arrested for any ordinance violation shall be entitled to be released from custody pending trial. When an arrest is made without a warrant, the police officer shall carry out the following bond policy:
1. *In the Bond Amount field, on the citation, enter monetary BOND amount set according to the bond order; only if paragraph 2 (a) or (b) applies; if not the defendant shall be released upon their own recognizance on his/her written promise to appear at all Court proceedings.*
  2. ***The defendant shall be released upon his or her written promise to appear at a later date, unless the police officer or the city prosecutor presents evidence on the approved Warrant Application form to the court that:***
    - a. *The defendant's promise to appear alone is not sufficient reasonable to assure the appearance of the person, or*
    - b. *The person poses a danger to a crime victim, the community, or any other person.*
  3. ***All MINOR TRAFFIC and MUNICIPAL ORDINANCE VIOLATIONS will be set as ROR immediately, and shall be released upon his or her written promise to appear at a later date unless the violation is issued during the same incident as a Failing to Yield to Emergency Vehicle (Eluding), Driving While Intoxicated or Driving Under the Influence, Controlled Substance, False Information, or Endangerment.***
  4. *Any motorist who possesses a valid operator's license from another state shall not be required to post a bond to secure appearance if the officer receives the motorist's signed personal assurance that he or she will comply with the terms of the citation.*
  5. *Upon oral or written application by a peace officer or city prosecutor the court will consider the factors listed in Mo. S. Ct. Rule 37.15(d) to determine whether above paragraph 2 (a) or (b) should apply and if so, the court will then determine the least restrictive bond condition(s) that are necessary to assure the defendant's presence at future court proceedings or to protect crime victims, the community, or any other person. The Court will then issue a written order stating the conditions of release imposed and the conditions shall be given to the defendant by means of an approved form or approved bond form.*
  6. *The Municipal Judge is available at all times to rule promptly upon warrants, bail and conditions of pre-trial release, and other matters without undue delay.*
  7. *The order for issuance of a warrant will be noted and signed by the Municipal Judge on the Warrant Application and same will be sufficient to order the clerk to issue and sign the individual warrant.*

SO ORDERED THIS 28<sup>TH</sup> DAY OF AUGUST, 2016

  
Charles C. Curry

Judge of the Belton Municipal Division of the 17<sup>th</sup> Judicial Circuit

## ORDER

Now on this 28th day of August, 2016, it is hereby ordered and decreed that the amounts set out herein shall be collected as bond on warrantless arrests for alleged violations of Municipal Ordinances of Belton, Missouri. The court is setting a minimum and maximum bond amount for each offense set forth. It shall remain with the discretion of the court to determine the amount of bond which will be demanded for the alleged violation. The range of bonds set out herein is merely a guideline to assist those practicing before the court. Upon the request of the office in charge of the Belton Police Department at the time the arrest is made and for egregious circumstances, the court may establish bond amounts which are greater than or less than the range of bonds set out herein.

The court further reminds and cautions practitioners that bonds are required to assure that an alleged offender appears before the court. Bonds are not employed as punishment prior to a determination of guilt.

### **NON-TRAFFIC - CRIMINAL ORDINANCE VIOLATIONS**

	MINIMUM	MAXIMUM
ASSAULT/DOMESTIC VIOLENCE	\$ 250.00	\$ 500.00
DISORDERLY CONDUCT	\$ 100.00	\$ 500.00
ELUDING	\$ 150.00	\$ 500.00
MINOR IN POSSESSION	\$ 50.00	\$ 150.00
POSSESSION DRUGS/PARAPHERNALIA	\$ 125.00	\$ 500.00
RESISTING/HINDERING	\$ 250.00	\$ 500.00
STEALING	\$ 100.00	\$ 500.00
MISC NON TRAFFIC	\$ 25.00	\$ 500.00

ALL BW FTA (BELTON ONLY) AS LISTED ON WARRANTS

**\*\* ALL ABOVE OFFENSES SHALL HAVE A COMPLETED PROBABLE CAUSE STATEMENT(S) FOR WARRANT APPLICATION WITHIN 24 HOURS OF ARREST TIME.**

**\*\*ALL ABOVE OFFENSES WILL BE ARRAIGNED WITHIN 72 HOURS AFTER ARREST OR MUST BE RELEASED ON THEIR OWN RECOGNIZANCE**

### **TRAFFIC**

DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR NARCOTICS	\$ 250.00	\$ 500.00
DRIVING WHILE REVOKED/SUSPENDED	\$ 175.00	\$ 500.00
LEAVING THE SCENE OF ACCIDENT	\$ 150.00	\$ 500.00

**\*\*ANY TRAFFIC OFFENSE, EXCLUDING THOSE LISTED ABOVE SHALL BE CONSIDERED MINOR TRAFFIC VIOLATIONS PER RSMO. 479.350 AND SHALL BE RELEASED UPON THEIR OWN RECOGNIZANCE WITHIN 24 HOURS UNLESS ARRAIGNED BY THE MUNICIPAL JUDGE. THE SAME SHALL APPLY TO ALL HOUSING, ALL CODE ENFORCEMENT AND NUISANCE VIOLATIONS IN CHAPTER 14 OF THE CITY CODES.**

This order supersedes all prior orders affixing bonds.



Charles C. Curry, Belton Municipal Court Judge