

RULE 523. DOCUMENTATION OF REASONS FOR BAIL

- (1) Whenever issuing authority commits a defendant without bail or sets bail with monetary condition pursuant to Pa.R.Crim.P. Rule 524(C)(5), issuing authority must contemporaneously provide written reasons for the bail amount or the denial of bail. This requirement applies whenever issuing authority sets bail in a monetary amount even if the defendant posts it immediately. This requirement does not apply if bail is set at ROR or an unsecured amount.
- (2) Issuing authority must use the form in Appendix "A" to this rule to record the reasons described in subparagraph (1).
- (3) Issuing authority may use the form in Appendix "A" to this rule to record reasons for setting bail conditions or for setting unsecured or ROR bail.
- (4) Whenever the form in Appendix "A" to this rule is used, issuing authority must file the statement of written reasons with the case, provide a copy to the defendant, and immediately transmit a copy to the Dauphin County Prison, if the defendant does not post bail at the time bail is set.
- (5) If issuing authority does not issue and file a statement of written reasons for setting secured bail or denying bail in the manner required by this rule, the parties and a reviewing court may infer that there were no proper reasons for the prior bail action.
- (6) In making the above bail assessments, issuing authority must consider the release criteria in Pa.R.Crim.P. Rule 523.

APPENDIX A

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF DAUPHIN

BAIL REASONS

Mag. Dist. No: MDJ-12-
MDJ Name:
Address:
Telephone:

COMMONWEALTH

v.

Docket No:
Case Filed:

Charges(s):

Bail Amount (if bail is denied, write "DENIED") _____

Reasons for denial of bail or setting of monetary bail: _____

Date

Magisterial District Judge

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

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