

**PREAMBLE FOR FORFEITURE AND MISDEMEANOR
BAIL SCHEDULES***

- I. All persons arrested for a violation of a state or municipal forfeiture shall be released from custody without a cash bond if the either of the following exists:
 - o They have a valid Wisconsin driver's license or can show sufficient evidence of ties to the community.
 - o The arresting officer is otherwise satisfied that the accused will make future court appearances.

- II. All persons arrested for a misdemeanor, including a misdemeanor traffic offense, shall be released from custody without a cash bond unless any of the following exist:
 - o The accused does not have proper identification.
 - o The accused appears to represent a danger of harm to himself or herself, another person or property.
 - o The accused cannot show sufficient evidence of ties to the community.
 - o The accused has previously failed to appear in court or failed to respond to a citation.
 - o Arrest or further detention is necessary to carry out legitimate investigative action in accordance with law enforcement agency policies.

- III. All persons not released pursuant to I and II for a forfeiture, misdemeanor or misdemeanor traffic offense shall be released upon compliance with the state deposit or misdemeanor bail schedules unless bail is otherwise set by the court.

- IV. These guidelines do not supersede specific statutorily mandated detention.

* The accused may be issued a citation either in the field or at the headquarters or precinct pursuant to ss. 968.085(2) and 345.11, Wis. Stats. and may be subject to identification/booking procedures under s. 165.83.

** Copied from the 2018 State of Wisconsin Revised Uniform State Traffic Deposit Schedule and Uniform Misdemeanor Bail Schedule.

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