

## 403<sup>rd</sup> DISTRICT COURT BOND PROCEDURES

The 403<sup>rd</sup> District Court hereby adopts the following procedures with respect to an attorney's application, on behalf of his or her client, for a personal or cash deposit bond:

1. Before making any request for a personal or cash deposit bond, a Defendant's attorney should present such bond application to Pre-Trial Services ("PTS") and obtain their recommendation;
2. An application for personal or cash deposit bond should be presented in open court. During a non-jury week, such request should be made by handing the bond application to the clerk of the court, just as if the case was on the docket for that day. The Court may or may not call the bond application case in the order in which it was received, depending on the caseload at that time. The Court will call the case as soon as possible. During a jury week, such request should be made before the trial begins in the morning, during a break, or after court is recessed at the end of the day.
3. In each case the Court will give the State an opportunity to be heard (see item no. 6 below). Therefore, the Court suggests that the Defendant's attorney notify a prosecutor assigned to the 403<sup>rd</sup> Court, in advance of his or her bond request, so that such prosecutor may obtain the Defendant's file or, otherwise, obtain information related to the Defendant's case.
4. The prosecutor may waive his or her opportunity to be heard on the bond issue.
5. An attorney seeking a bond should be able to provide, upon request, the following information:
  - the existing bond amount and the date upon which it was set;
  - the name of the Magistrate who set the existing bond amount;
  - the Defendant's employment;
  - the Defendant's ties to the community;
  - the Defendant's criminal history, including arrests;
  - any recommendation made by PTS; and
  - any other information relevant to whether the Defendant is a flight risk, a danger to the victim or the community;
6. A prosecutor responding to a Defendant's bond request should be able to provide, upon request, the following information:
  - any facts showing that the circumstances of the offense are egregious;
  - any facts showing that the Defendant, if released on bond, will be a flight risk;
  - any facts showing that the Defendant, if released on bond, will be a danger to the victim or the community, or both;
  - the Defendant's adult and juvenile criminal history, if any, including arrests;
7. In an exceptional case and when court is not in session, the Court may deviate from the procedures specified above.

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Frank W. Bryan, Jr.  
Judge, 403<sup>rd</sup> District Court  
Travis County, Texas

Date signed: \_\_\_\_\_

(403<sup>rd</sup> Bond Procedures/last amended 3-26-01)