

**RAYMORE MUNICIPAL COURT**  
**Municipal Division of the 17<sup>th</sup> Judicial Circuit of Missouri**  
**Effective as of February 13, 2017**  
100 MUNICIPAL CIRCLE  
RAYMORE, MO 64083  
816-331-1712

**ORDER**

**Bond Policy and Procedures**

It is hereby ordered that the following policies and procedures be instituted for all bonds.

It is hereby ordered that the City of Raymore Police Department shall refer to the following policies and procedures 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 peace officer shall carry out the following bond policy:
1. The defendant shall be released upon his or her written promise to appear at a later date, unless the city presents evidence to the court that:
    - a. The defendant's promise to appear alone is not sufficiently reasonable to assure appearance of the person, or
    - b. The person poses a danger to a crime victim, the community, or any other person.<sup>1</sup>
  2. If the arresting peace officer believes that a defendant who has been arrested without a warrant would pose a danger to a crime victim, the community, or any other person, or the defendant's promise to appear alone is not sufficiently reasonable to assure appearance of the person, then the peace officer shall contact the City Prosecutor in order to request that a warrant be sought and obtained.
  3. If the City Prosecutor does not respond to a request from a peace officer that a warrant be sought and obtained within a reasonable time, not to exceed twelve (12) hours, then the peace officer shall release the defendant upon his or her written promise to appear at a later date on any charges except the following excepted charges ("Excepted Charges"):
    - a. Driving Under Influence of Intoxicating Liquor or Narcotics,
    - b. Domestic Violence,
    - c. Resisting/Hindering Police Officer,

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<sup>1</sup> As established by the 17<sup>th</sup> Judicial Circuit Court of Cass County, Missouri, or as further adopted by Order of this Court.

- d. Leaving the Scene of Accident, and/or
  - e. Hit and Run with Injuries.
  - f. Assault with Injuries.
4. If the defendant has been charged with the foregoing Excepted Charges, the peace officer may collect a cash bond based upon the suggested bond amounts as follows:
- a. Driving Under Influence of Intoxicating Liquor or Narcotics - \$500.00
  - b. Assault/Domestic Violence - \$500.00
  - c. Resisting/Hindering Police Officer - \$500.00
  - d. Leaving the Scene of Accident - \$500.00
  - e. Hit and Run with Injuries - \$500.00
  - f. Assault with Injuries - \$500.00
5. The Court has set the suggested bond amounts for each of the foregoing Excepted Charges merely as guidelines.
- B. It shall remain within the discretion of the Court to determine the amount of bond for each offense, which may be greater or less than the suggested amount. No defendant, after bond has been set, shall be released on his/her own recognizance without permission of the Court.
- The Court further reminds and cautions practitioners that bonds are required to assure that a defendant appears before the court and are not employed as punishment prior to a determination of guilt.
- C. Upon written application by the City Prosecutor, the Court will consider the factors listed in Mo.Sup.Ct. Rule 37.15(d) to determine whether the standards established in Paragraph A(1)(a) or (b) above should apply. 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 bond form.
- D. Defendants held in municipal custody shall not be held more than twenty-four (24) hours without a warrant after arrest.
- E. Defendants in custody pursuant to an INITIAL arrest warrant issued by this court shall have an opportunity to be heard by a Municipal Judge in person, by telephone, or video conferencing as soon as practicable, and not later than forty-eight (48) hours on minor traffic violations and not later than seventy-two (72) hours on other violations, and if not given that opportunity, are to be released from custody.
- F. A minor traffic violation is defined as a municipal ordinance violation that does not involve an accident or injury, that does not involve the operation of a commercial motor



vehicle, and for which the department of revenue is authorized to assess no more than four (4) points to a person's driving record upon conviction. Minor traffic violations shall exclude a violation for exceeding the speed limit by more than nineteen (19) miles per hour or a violation occurring within a construction zone or school zone.

G. Contact information for the current Municipal Court Judge is as follows:

Judge Ross Nigro - (816) 753-4830 or after hours at (816) 456-2697  
E-mail: [nigro@nigrolawfirm.com](mailto:nigro@nigrolawfirm.com)

H. Methods of Posting Bonds

1. Unsecured Bonds

Personal recognizance bond: Defendant is released on his/her written promise to appear at all Court proceedings. An approved form and next court date shall be executed and signed by the defendant prior to the release.

2. Cash Bonds and Percentage Cash Bonds

- a. When a cash bond or percentage cash bond is posted, the receipt shall be made in the name of the defendant. The cash shall be considered by the court as belonging to the defendant. If the defendant is found guilty, all assessments against the defendant, such as fines, court costs, and any other related court costs ordered by the Judge will be deducted from the cash bond before any money is refunded to the defendant or his assignee. A third party may claim any refundable money at the conclusion of the charges only if the defendant has properly assigned the defendant's bond receipt to that third party on the Bond Assignment set out in The Rules of the Circuit Court of the 17<sup>th</sup> Circuit of Missouri.
- b. Defendants should be advised that the bond receipt **MUST** be presented to the Municipal Court to get their bond returned after their case is concluded.

3. Surety Bonds

Municipal Court will accept the use of a Surety Company and Agent for appearance bonds if the Surety Company and Agent meet the qualifications set forth in Mo. Sup. Ct. Rule 37.32 (2004) and Rule 69.5 (A)(1) of the Mo. Ct. Rules for the 13<sup>th</sup> Judicial Circuit.

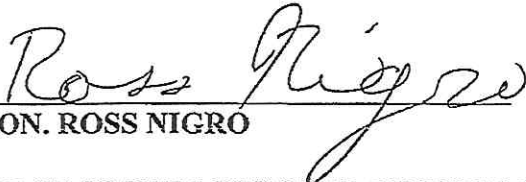
Any Compensated Surety shall meet the qualifications set out by Mo. Sup. Ct. Rule 37.30 and 37.31. (2004).

I. Non-Resident Violator Compact (NRVC)

When issuing a citation for a traffic violation, a motorist who possess 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. (544.046 RSMo.)

This Order, supersedes all prior orders for the establishment of bond policies and procedures adopted by this Court, and all prior order for the same shall stand revoked.

SO, ORDERED THIS 13<sup>th</sup> DAY OF FEBRUARY, 2017.

  
HON. ROSS NIGRO

JUDGE OF THE MUNICIPAL DIVISION OF THE 17<sup>TH</sup> JUDICIAL CIRCUIT FOR  
THE CITY OF RAYMORE, MISSOURI.

IT IS ORDERED THAT: The Municipal Court Administrator shall provide a copy of this Bond Policies and Procedure to the Presiding Judge of the 17<sup>th</sup> Judicial Circuit of Missouri and a copy shall be prominently displayed in the lobby of the Municipal Court Building per Rule 69.4 of the Mo. Ct. Rules for the 17<sup>th</sup> Judicial Circuit and provided to the Raymore Police Department.