CONTRA COSTA COUNTY MISDEMEANOR BAIL SCHEDULE JANUARY 1, 2024

Pursuant to Penal Code section 1269b, the Superior Court Judges in each county shall prepare, adopt, and annually revise a uniform countywide schedule of bail for all bailable felony and misdemeanor offenses. Subdivision (e) of Penal Code section 1269b instructs the judges to consider the seriousness of the offenses charged in adopting the schedule of bail.

Penal Code section 815a provides that at the time of issuing a warrant of arrest, a magistrate shall fix bail in accordance with Penal Code section 1275. As per Penal Code section 1275 (a), the court shall take into consideration the protection of the public, the seriousness of the offense charged, the previous criminal record of the defendant, and probability of his or her appearing at trial or other hearing. Public safety is the primary consideration in setting bail.

At and after a defendant's first appearance, pursuant to Penal Code section 1269b(b), the amount of bail, if any is allowed, shall lie with the sound discretion of the judicial officer before whom the defendant appeared, and may be greater or less than the amount set forth in this schedule, subject to the provisions of Penal Code section 1275. Once a defendant appears in court, the judge must fix bail for the individual defendant based upon factors specific to that defendant. See <u>Stack v. Boyle</u> (1951) 342 U.S. 1. A mandatory court appearance shall be set in all misdemeanor cases.

Where a judicial officer sets bail, and multiple offenses are charged, bail shall not be stacked if the provisions of Penal Code section 654(a) would prohibit multiple punishment for those offenses.

Penal Code section 1203.2 and 1203.3 (probation violations) are for notification only. Any bail for a probation violation must be set in the docket in which defendant is on probation. If that docket is a felony, bail should be "no bail." If it is a misdemeanor, bail should be \$5000.

Bail listed for a code section shall apply to all unlisted subsections. Bail listed for subsections shall not apply to other subdivisions. Bail for all unlisted misdemeanor offenses shall be set at \$1000.00

The 2024 schedule is adopted by the majority vote of the Judges of the Superior Court of California, County of Contra Costa, effective January 1, 2024. This schedule supersedes all misdemeanor bail schedules previously adopted the Contra Costa County Superior Court. Existing bail schedules for infractions are not affected. Judicial Council of California 2024 Uniform Bail and Penalty Schedules are superseded where bail in this schedule are higher.

SUPERIOR COURT OF CALIFORNIA COUNTY OF CONTRA COSTA

MISDEMEANOR BAIL SCHEDULE

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EFFECTIVE DATE: January 1, 2024

PENAL CODE

32/33	ACCESSORY TO FELONY	2,500
69	RESISTING PUBLIC OFFICER	5,000
71	THREATENING PUBLIC OFFICIAL	5,000
95.1	THREATENING JUROR	10,000
113	MANUFACTURING FALSE CITIZENSHIP DOCUMENTS	2,500
136.1(a, b)	WITNESS INTIMIDATION	7,500
139	FELON THREATENING WITNESS	7,500
140	THREATEN WITNESS, VICTIM OR INFORMANT	7,500
141(a)	PLANTING, ALTERING, OR CONCEALING EVIDENCE	5,000
148(a)(1) (a)(2)	INTERFERING WITH POLICE OFFICERINTERFERING WITH POLICE COMMUNICATIONS	
148(b)	TAKING WEAPON FROM POLICE OFFICER (NON-FIREARM)	5,000
148(d)	ATTEMPTED TAKING OF FIREARM FROM POLICE OFFICER	10,000
148.1	FALSELY REPORTING PLANTING OF BOMB	10,000
148.2	INTERFERE WITH EMERGENCY PERSONNEL	3,000
148.3	FALSELY REPORTING AN EMERGENCY	2,000
148.4	TAMPERING WITH FIRE ALARM; FALSE ALARM	2,500
148.5	FALSELY REPORTING CRIME	2,000
148.6	FALSELY ALLEGING POLICE MISCONDUCT	2,500
148.9 (a,b)	GIVING FALSE IDENTIFICATION	5,000
148.10	RESISTING OFFICER CAUSING INJURY OR DEATH	10,000
151(a)(1)	ADVOCATING INJURY OR DEATH OF PEACE OFFICER	7,500
152	CONCEALMENT OF ACCIDENTAL DEATH	2,000
152.3	FAILURE TO REPORT CRIME AGAINST VICTIM UNDER 14	5,000
166(a)(1-8) (b,c,d)	CONTEMPT OF COURTCONTEMPT OF COURT – SPECIFIED VIOLATIONS	5,000 10,000
171b	BRINGING WEAPON INTO SPECIFIED PUBLIC BUILDINGS	25,000

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171c,d	BRINGING LOADED FIREARM INTO SPECIFIED OFFICES	25,000
182	CONSPIRACY TO COMMIT SPECIFIED CRIMES	5,000
186.10(a)	MONEY LAUNDERING - 1 ST OFFENSE	
186.22(a,d)	PARTICIPATION IN CRIMINAL STREET GANG ACTIVITY	15,000
186.28	SUPPLYING FIREARM USED IN STREET GANG FELONY	25,000
186.33(a)	FAILURE TO REGISTER BY CONVICTED GANG MEMBER	5,000
192(c)/193(c)	VEHICULAR MANSLAUGHTER	10,000
217.1(a)	ASSAULT ON SPECIFIED PUBLIC OFFICIALS	10,000
236/237	FALSE IMPRISONMENT	5,000
240/241(a)	ASSAULT	1,000
240/241(b)	ASSAULT ON PEACE OFFICER	5,000
241.1-241.8	ALL OTHER SPECIFIED ASSAULT OFFENSES	2,500
242/243(a)	BATTERY	3,000
242/243(b)	BATTERY ON PEACE OFFICER, ETC	5,000
242/243(c)(1,2)	BATTERY ON SPECIFIED PERSONS WITH INJURY	10,000
242/243(d)	BATTERY WITH SERIOUS BODILY INJURY	15,000
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243.2	BATTERY ON SCHOOL, PARK, OR HOSPITAL PROPERTY	5,000
243.25	BATTERY AGAINST ELDER OR DEPENDENT ADULT	5,000
243.3	BATTERY ON TRANSIT PERSONNEL OR PASSENGER	5,000
243.35	BATTERY OCCURRING ON PUBLIC TRANSPORTATION	5,000
243.4(d)	SEXUAL BATTERY	5,000
243.6	BATTERY ON SCHOOL EMPLOYEE	5,000
243.7	BATTERY ON JUROR	10,000
243.8	BATTERY ON SPORTS OFFICIAL	3,000
243.9	BATTERY COMMITTED BY GASSING	5,000
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245.5(a-c)	ASSAULT WITH SPECIFIED WEAPONS ON SCHOOL EMPLOYEE	15,000
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261.5(b,c) (d)	UNLAWFUL SEXUAL INTERCOURSE WITH MINORDEFENDANT OVER 21 AND MINOR UNDER 16	
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270a	WILLFUL FAILURE TO PROVIDE FOR SPOUSE	5,000
270c	NEGLECT OF INDIGENT PARENT	5,000
270.6	LEAVING STATE WITH INTENT TO AVOID SPOUSAL SUPPORT	10,000
271/271(a)	FAILURE TO MAINTAIN CHILD UNDER 14	5,000
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273a(a) (b)	CHILD ENDANGERMENT WITH RISK OF GBICHILD ENDANGERMENT WITHOUT RISK OF GBI	
273a(b)	CHILD MISTREATING	20,000
273d	CORPORAL PUNISHMENT ON CHILD WITH INJURY	15,000
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273.6(a) (b)	VIOLATION OF PROTECTIVE ORDERVIOLATION OF PROTECTIVE ORDER WITH INJURIES	
273.65	VIOLATION OF DEPENDENCY PROTECTIVE ORDER	5,000
273.7	MALICIOUS DISCLOSURE OF DV SHELTER LOCATION	15,000
278	CHILD STEALING WITHOUT RIGHT OF CUSTODY	10,000
278.5	CHILD STEALING DEPRIVING CUSTODY OR VISITATION	10,000
280	CHILD CONCEALMENT	10,000

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288(a)(b)(1)	ORAL COPULATION WITH A MINOR
288.2(a) (b)	EXHIBITION OF LEWD MATERIAL TO MINOR
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290	FAILURE OF CONVICTED OFFENDER TO REGISTER
290.95(a) (b)	FAILURE OF CONVICTED OFFENDER TO REGISTER
311.1(a)	IMPORTATION OR DISTRIBUTION OF CHILD PORNOGRAPHY10,000
311.2(a,c)	PRODUCTION, DISTRIBUTION, OR EXHIBITION OF OBSCENE MATERIAL 10,000
311.3	SEXUAL EXPLOITATION OF A CHILD
311.4(a)	EMPLOYMENT OF MINOR TO DISTRIBUTE OBSCENE MATERIAL10,000
311.5	ADVERTISING OBSCENE MATTER
311.6	ENGAGING IN OBSCENE LIVE CONDUCT
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313.1(a-d)	DISTRIBUTING HARMFUL MATTER TO MINOR
314(1) (2)	INDECENT EXPOSURE
330	PROHIBITED GAMING
332	THEFT BY TRICK OR DEVICE
332(a)	BOOKMAKING
332(j)	CONTROLLED GAME OFFENSES
337u-337y	CHEATING AT GAMBLING GAMES
346	TICKET SCALPING

260(h)	ELDER ABUSE WITH RISK OF GBI/PAIN	25,000
368(b) (c)	ELDER ABUSE WITH RISK OF GBI/PAIN	,
(d,e)	THEFT FROM ELDER ADULT – EXCEEDING \$400	
	NOT EXCEEDING \$400	1,000
374c	SHOOTING ON A PUBLIC HIGHWAY	25,000
374.2	MALICIOUS DISCHARGE OF TOXIC WASTE	10,000
374.8	UNAUTHORIZED DUMPING OF HAZARDOUS SUBSTANCES	10,000
399(b)	ALLOWING VICIOUS ANIMAL TO INFLICT SBI	20,000
399.5	FAILURE OF OWNER TO PREVENT DOG ATTACKS	20,000
402	INTERFERENCE WITH EMERGENCY PERSONNEL	5,000
404.6(a)	INCITEMENT TO RIOT	5,000
(c)	IN PRISON OR JAIL WITH GBI	10,000
405	RIOTING	5,000
409	FAILURE TO DISBURSE FROM RIOT	5,000
415(1-3)	DISTURBING THE PEACE	500
417(a-d)	BRANDISHING WEAPONS/FIREARMS OFFENSES	7,500
417.25	AIMING OR POINTING LASER SCOPE	5,000
417.26	AIMING OR POINTING LASER SCOPE AT PEACE OFFICER	10,000
417.4	BRANDISHING A FAKE FIREARM	5,000
417.6(a)	BRANDISHING WITH SERIOUS BODILY INJURY	10,000
422	THREAT OF CRIME OR VIOLENCE	7,500
422.6	INTERFERENCE WITH CIVIL RIGHTS	2,500
422.7	INTERFERENCE WITH CIVIL RIGHTS BY CRIMINAL ACT	4,000
423.2(a-d)	INTERFERENCE WITH SPECIFIED PERSONS – 1 ST OFFENSE	
423.2(e,f)	INTENTIONALLY DAMAGING SPECIFIED PROPERTY – 1 ST OFFENSE	,
452(a)	UNLAWFULLY CAUSING FIRE RESULTING IN GBI	,
(b) (c)	TO INHABITED STRUCTURE OR INHABITED PROPERTY TO UNINHABITED STRUCTURE OR FOREST LAND	,
(d)	TO PROPERTY	,

OLOTION	OT LINE OF BALL
532d	FALSE STATEMENT IN SOLICITING FOR CHARITY
538d	MISPRERESENTING ONESELF AS PEACE OFFICER2,500
594(b)(1) (b)(2)(A) (b)(2)(B)	VANDALISM – DAMAGE OF \$400 OR MORE 5,000 LESS THAN \$400 DAMAGE 1,000 LESS THAN \$400 DAMAGE WITH PRIOR 5,000
594.2	POSSESSION OF GRAFFITI MARKING MATERIALS
594.3(a)	VANDALISM OF PLACE OF WORSHIP OR CEMETERY
594.35	DESTRUCTION OF CEMETERY PROPERTY
597(a-b)	CRUELTY TO ANIMALS
601	TRESSPASS WITH CREDIBLE THREAT
602	TRESPASSING
602(k)	TRESPASS TO INJURE PROPERTY/INTERFERE WITH BUSINESS
602(w)	TRESPASS TO BATTERED WOMEN'S SHELER
602.1	INTIMIDATING BUSINESS OPERATOR
602.5(a) (b)	UNAUTHORIZED ENTRY OF DWELLING
602.9	UNAUTHORIZED RENTING OF DWELLING
626.2	UNAUTHORIZED REENTRY TO SCHOOL AFTER EXPULSION2,500
626.6	ENTRY TO CAMPUS TO DISRUPT
626.7	FAILURE TO LEAVE CAMPUS
626.8	SCHOOL DISRUPTION2,500
626.85	DRUG OFFENDER ON CAMPUS
626.9	FIREARM ON GROUNDS OF PUBLIC SCHOOL25,000
626.95	FIREARM ON PLAYGROUNDS OF YOUTH CENTER25,000
626.10	POSSESSION OF DANGEROUS WEAPON ON SCHOOL GROUNDS10,000
637.7	UNLAWFUL USE OF ELECTRONIC TRACKING DEVICE2,500
637.9	UNAUTHORIZED DISCLOSURE OF CHILD'S PERSONAL INFORMATION2,500
640.5	GRAFFITI OF GOVERNMENT FACILITIES OR VEHICLES
640.6(b,c)	GRAFFITI UNDER \$250 DAMAGE WITH SPECIFIC PRIORS 2,500
640.7	GRAFFITI AND VANDALISM – HIGHWAYS

PENAL CODE SECTION	: OFFENSE	AMOUNT OF BAIL
640.8	GRAFFITI AND VANDALISM – FREEWAYS	2,500
646.9	STALKING	25,000
647	DISORDERLY CONDUCT	500
647(b)	SOLICIT OR ENGAGE IN PROSTITUTION ONE PRIOR OR 653.22 CONVICTION TWO OR MORE PRIORS OR 653.22 CHARGES WITH PENDING 647(b) OR 653.22 CHARGES	5,000 7,500
647(h, i)	PROWLING AND PEEPING	1,500
647(j)(1) (2)(3) (4)	VIEW BY INSTRUMENTALITY INTO SPECIFIED PRIVATE AREAS USE OF CONCEALED CAMERA TO VIOLATE PRIVACY DISTRIBUTE SEXUAL IMAGES TO CAUSE DISTRESS	5,000
647.6	ANNOYING OR MOLESTING CHILD UNDER 18	10,000
653g	LOITERING ABOUT SCHOOL GROUNDS	1,000
653k	POSSESSION OF SWITCHBLADE KNIFE	1,000
653m	TELEPHONE HARASSMENT	1,000
653.22	LOITERING WITH INTENT TO COMMIT PROSTITUTION	5,000 7,500
653.23	SUPERVISING/AIDING PROSTITUTION	5,000
836.6	ESCAPE FROM CUSTODY	10,000
853.7	FAILURE TO APPEAR ON WRITTEN PROMISE	1,000
1320	WILLFUL FAILURE TO APPEAR AFTER O.R. RELEASE	2,500
4532	ESCAPE FROM JAIL FACILITY	10,000
4550	RESCUE OF PRISONER	15,000
4570	COMMUNICATION WITH PRISONER	1,000
4570.5 20810(a)	FRAUDULENT ENTRY INTO JAIL FACILITY MANUFACTURE/IMPORT FOR SALE UNDETECTABLE KNIFE	

12210, 19100, 19200(a), 19200(b);20310, 20410, 20510, 20610, 20710, 20910, 21310, 21810, 22010, 22210, 22410, 24310, 24410, 24510, 24610, 24710;30210(a), 30210(b), 31500, 32310, 32900, 33215, 33600.

	MANUFACTURE, IMPORT, SELL POSSESS DANGEROUS WEAPON5,000
17500	POSSESSING DEADLY WEAPON FOR ASSAULT10,000
17510	CARRYING SPECIFIED WEAPONS WHILE PICKETING10,000
18710(a)	POSSESSION OF DESTRUCTIVE DEVICE
19910	SALE OF AIR OR GAS-OPERATED GUN TO MINOR
19915(a)	FURNISHING AIR OR GAS-OPERATED GUN TO MINOR
21710	MANUFACTURE, IMPORT, SALE HARD PLASTIC KNUCKLES
22900	POSSESSION OF TEAR GAS WEAPON
23900	PLACING UNASSIGNED NUMBER ON FIREARM
23920	BUYING OR POSSESSING UNMARKED FIREARM
25100(a) (b)	FIRST DEGREE CRIMINAL STORAGE OF FIREARM
25200(a),(b)	ALLOWING ACCESS TO FIREARMS BY CHILDREN10,000
25300(a)	CARRYING FIREARM IN PUBLIC WHILE MASKED10,000
25400	CARRYING A CONCEALED OR CONCEALABLE FIREARM
25850	CARRYING LOADED FIREARM
26100	POSSESSING/DISCHARGING FIREARMS IN/FROM VEHICLES10,000
28210(b), 28215(b)	FURNISHING FICTITIOUS NAME TO ACQUIRE FIREARM
29010	VIOLATING GUN MANUFACTURER LICENSING REQUIREMENTS5,000
29800, 29805, 29815	FELON OR SPECIFIED OTHERS IN POSSESSION OF FIREARM 10,000
30610(a)	POSSESSION OF AN ASSAULT WEAPON10,000
32625	POSSESSING, SELLING, OR TRANSPORTING MACHINE GUNS 10,000
33410	POSSESSION OF FIREARM SILENCER

AMOUNT OF BAIL

VEHICLE CODE

20	FALSE STATEMENT	1,000
31	FALSE INFORMATION TO POLICE OFFICER	1,000
1808.4	UNAUTHORIZED DISCLOSURE OF DMV RECORDS	2,000
2800.1	EVADING PEACE OFFICER	10,000
2800.2	EVADING PEACE OFFICER WITH RECKLESS DRIVING	20,000
2800.3	EVADING PEACE OFFICER CAUSING INJURY OR DEATH	25,000
4463(a)	FALSE EVIDENCE OF REGISTRATION	500
10751(a)	ALTERED OR REMOVED I.D. NUMBER	3,000
10752	FRAUDULENT POSSESSION OR SALE OF V.I.N.	3,000
10851	TAKING OR DRIVING VEHICLE WITHOUT CONSENT	5,000
13004.1	MANUFACTURE/SALE OF FRAUDULENT ID	2,000
14601(a)	DRIVING WITH A SUSPENDED LICENSE	3,500
14601.1	DRIVING WITH A SUSPENDED LICENSE	2,000
14601.2	DRIVING WITH A SUSPENDED LICENSE	3,500
14601.3	DRIVING WITH A SUSPENDED LICENSE	5,000
14601.4	DRIVING WITH A SUSPENDED LICENSE CAUSING INJURY	10,000
14601.5	DRIVING WITH A SUSPENDED LICENSE	3,500
14610.1	MANUFACTURE OR SALE FRAUDULENT DRIVER'S LICENSE	2,000
20001	HIT AND RUN WITH INJURY OR DEATH	10,000
20002	HIT AND RUN WITH PROPERTY DAMAGE	3,000

23103	RECKLESS DRIVING7,500
23104	RECKLESS DRIVING WITH INJURY
23109(a)	SPEED CONTEST
23112.5	FAILURE TO REPORT HAZARDOUS MATERIAL ON HIGHWAY
23152(a),(b)	DRIVING UNDER THE INFLUENCE OR ABOVE .08 B.A.C. 5,000 WITH ONE PRIOR WITHIN 7 YEARS 10,000 WITH TWO PRIORS WITHIN 7 YEARS 30,000
	[AS NOTED IN THE PREAMBLE, BAIL SHOULD NOT BE CUMULATED WHERE BOTH (a) AND (b) ARE CHARGED]
23153(a),(b)	DRIVING UNDER THE INFLUENCE CAUSING INJURY25,000
23237(a)	IGNITION INTERLOCK VIOLATIONS
31303(b),(c),(e)	TRANSPORTATION OF HAZARDOUS WASTE VIOLATIONS
31602(a-c)	TRANSPORTATION OF EXPLOSIVES
31607(a)	INSPECTION OF VEHICLE TRANSPORTING EXPLOSIVES
31609	INSPECTION RECORDS FOR TRANSPORTING EXPLOSIVES
31610(a-e)	EQUIPMENT REQUIREMENTS TO TRANSPORT EXPLOSIVES
31611	MAINTENANCE OF ROUTE MAPS TO TRANSPORT EXPLOSIVES
31612	SHIPPING INSTRUCTIONS FOR TRANSPORTING EXPLOSIVES
31613	PROHIBITED CARGOES
31614	TRAFFIC LAWS FOR TRANSPORTING EXPLOSIVES
32000.5	UNLICENSED TRANSPORTATION OF HAZARDOUS MATERIALS
32001(c)	UNLAWFULLY DIRECTING HAZARDOUS MATERIAL TRANSPORT
32002(a,b)	UNLICENSED TRANSPORTATION OF HAZARDOUS MATERIALS

HEALTH AND SAFETY CODE

11350	POSSESSION OF SPECIFIED CONTROLLED SUBSTANCES	. 2,500
11357(b)(2)	UNLAWFUL POSSESSION OF 28.5 GRAMS OR MORE OF MARIJUANA OR M THAN 4 GRAMS OF CONCENTRATED CANNABIS	
11358(c)	CULTIVATION OF MORE THAN 6 MARIJUANA PLANTS	2,500
11359(b)	POSSESSION OF MARIJUANA FOR SALE	2,500
11360(a)(2)	UNLAWFUL TRANSPORTATION FOR SALE	2,500
11363	PLANTING OR HARVESTING PEYOTE	1,000
11364	POSSESSION OF DRUG PARAPHERNALIA	1,000
11364.7(a) (b) (c)	MANUFACTURING OR FURNISHING DRUG PARAPHERNALIA MANUFACTURING DRUG PARAPHERNALIA FOR SPECIFIED SUBSTANCES FURNISHING DRUG PARAPHERNALIA TO MINOR	2,500
11365	PRESENCE DURING CONTROLLED SUBSTANCE USE	500
11366	MAINTAINING PLACE FOR USE OR DISTRIBUTION	1,000
11368	FORGING OR UTTERING FORGED PRESCRIPTION	5,000
11375(b)(1) (b)(2)	SALE OR POSSESSION FOR SALE SPECIFIED SUBSTANCES POSSESSION SPECIFIED CONTROLLED SUBSTANCES	
11377(a) (b)(1) (b)(2)	POSSESSION SPECIFIED CONTROLLED SUBSTANCES POSSESSION SPECIFIED CONTROLLED SUBSTANCES POSSESSION SPECIFIED CONTROLLED SUBSTANCES	2,500
11379.2	SALE OR POSSESSION FOR SALE SPECIFIED SUBSTANCES	1,000
11550(a) (b) (c)	UNDER THE INFLUENCE OF A CONTROLLED SUBSTANCE	5,000
11590	FAILURE TO REGISTER WITH LAW ENFORCEMENT	5,000
120290	WILLEUL EXPOSURE TO DISEASE	10 000

BUSINESS AND PROFESSIONS CODE

2052	UNAUTHORIZED PRACTICE OF MEDICINE	3,500
4060	POSSESSION OF CONTROLLED SUBSTANCE W/O PRESCRIPTION	2,000
4140	UNLAWFUL POSSESSION OF HYPODERMIC NEEDLE/SYRINGE	2,000
4141	FURNISHING NEEDLES/SYRINGES WITHOUT A PERMIT	2,000
4142	RETAIL SALE NEEDLE/SYRINGE W/O PRESCRIPTION	2,000
4323	FALSE REPRESENTATION TO OBTAIN PRESCRIPTION DRUG	2,000
4324	FORGING PRESCRIPTION	5,000
4325	PRESCRIPTION BLANKS	3,500
4326(a) (b)	OBTAINING NEEDLE/SYRINGE BY FALSE REPRESENTATION PERMITTED MISUSE OF NEEDLE/SYRINGE	
7028	CONTRACTING WITHOUT A LICENSE	2,500
17500	FALSE ADVERTISING	2,000
25661	MINOR PRESENTING FALSE IDENTIFICATION	500
25662	MINOR IN POSSESSION OF ALCOHOLIC BEVERAGES	1,000
25665	PERMITTING MINOR ON PREMISES WHERE ALCOHOL SOL	1,000