

Transfer of Bail C Procedures

Directive #9-73
Issued by:

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Acting Administrative Director

A report recently received by this office indicates that in some instances bail on indictable matters has not been forwarded to the proper county. Where there is an indictment by the *State Grand Jury*, an order is entered assigning the case for trial in a particular county. In such cases, the arrest warrant will now indicate the county to which the case is assigned. The arresting officer will furnish the judge fixing bail with a copy of the warrant, the State Grand Jury indictment and order of allocation. Any bail posted, including an ROR recognizance, should be sent to the clerk of the county designated for trial along with the filing fee, copy of the warrant, indictment and order of county designation.

When a *County Grand Jury* returns an indictment, any arrest warrant issued should contain the following:

PLEASE FORWARD BAIL TO THE CLERK OF _____ COUNTY

PURSUANT TO R. 3:26-4.

This should help avoid the problems that arise when a person is indicted in one county and arrested in another county.

When bail pieces or other papers are sent to any county clerk, a transmittal letter should be sent with the papers so the clerk can identify the case and the clerk of the court should keep a copy of the letter.

EDITOR-S NOTE

No change has been made to the original text.