CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

Memorandum

TO:	**ALL DEPARTMENT PERSONNEL**	**FROM:**	Paul Joseph Chief of Police
SUBJECT:	**INFORMED BAIL SETTING PERMANENT IMPLEMENTATION**	**DATE:**	October 28, 2024

APPROVED Memo #2024-024

BACKGROUND

After a brief pilot program and some minor edits, the revised *Affidavit re Probable Cause and Bail Setting* form and the new *Law Enforcement Risk / Mitigation Factor Worksheet* are ready for permanent implementation and use by Department members. The intent of the forms is to better inform the judiciary regarding mitigation and/or risk factors to consider when setting bail. These factors include, but are not limited to, threats to public safety, flight risk, mental health concerns, and substance abuse.

ANALYSIS

Beginning November 1, 2024, Department members shall use the revised *Affidavit re Probable Cause and Bail Setting* form when booking individuals into Santa Clara County Jail. Additionally, Department members will complete and submit the *Law Enforcement Risk / Mitigation Factor Worksheet* when they are aware of mitigation and/or risk factors that should be considered when setting bail.

ORDER

Beginning November 1, 2024, all Department members shall adhere to the above policy.

Paul Joseph
Chief of Police

PJ:PH