

West's Annotated California Codes

Penal Code (Refs & Annos)

Part 2. Of Criminal Procedure

Title 10. Miscellaneous Proceedings

Chapter 1. Bail (Refs & Annos)

Article 1. In What Cases the Defendant May be Admitted to Bail (Refs & Annos)

West's Ann.Cal.Penal Code § 1272

§ 1272. After conviction and pending probation or appeal; bail  
as of right; bail discretionary; notice to prosecuting attorney

Currentness

After conviction of an offense not punishable with death, a defendant who has made application for probation or who has appealed may be admitted to bail:

1. As a matter of right, before judgment is pronounced pending application for probation in cases of misdemeanors, or when the appeal is from a judgment imposing a fine only.
2. As a matter of right, before judgment is pronounced pending application for probation in cases of misdemeanors, or when the appeal is from a judgment imposing imprisonment in cases of misdemeanors.
3. As a matter of discretion in all other cases, except that a person convicted of an offense subject to this subdivision, who makes a motion for release on bail subsequent to a sentencing hearing, shall provide notice of the hearing on the bail motion to the prosecuting attorney at least five court days prior to the hearing.

**Credits**

(Enacted in 1872. Amended by Stats.1909, c. 360, p. 591, § 1; Stats.1971, c. 1790, p. 3856, § 3; Stats.1984, c. 1202, § 1, eff. Sept. 17, 1984.)

West's Ann. Cal. Penal Code § 1272, CA PENAL § 1272

Current with urgency legislation through Ch. 770 of 2021 Reg.Sess. Some statute sections may be more current, see credits for details.