

22.54 Issues In Violation Of Bail Bond

To sustain the charge of violation of bail bond, the State must prove the following propositions:

First Proposition: That the defendant had been admitted to bail for appearance before a court in this State; and

Second Proposition: That the bail was forfeited; and

Third Proposition: That the defendant wilfully failed to surrender himself within 30 days following the forfeiture of the bail.

If you find from your consideration of all the evidence that each one of these propositions has been proved beyond a reasonable doubt, you should find the defendant guilty.

If you find from your consideration of all the evidence that any one of these propositions has not been proved beyond a reasonable doubt, you should find the defendant not guilty.

Committee Note

720 ILCS 5/32-10 (West, 1999) (formerly Ill.Rev.Stat. ch. 38, §32-10 (1991)).

Give Instruction 22.53.

The State need not prove notice of forfeiture was sent to the defendant's last known address. *People v. Ratliff*, 65 Ill.2d 314, 357 N.E.2d 1172, 2 Ill.Dec. 729 (1976).

When accountability is an issue, ordinarily insert the phrase “or one for whose conduct he is legally responsible” after the word “defendant” in each proposition. See Instruction 5.03.