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2014 Bail Bond Legislative Log

September 1, 2014

<u>State</u>	<u>Bill</u>	<u>Sponsor</u>	<u>Description</u>
AL	SB155	Waggoner	Requires bondsmen and recovery agents to attend a 12 hour course and take exam. <i>Referred to Banking and Insurance 14JAN14</i>
AL	SB236	Waggoner	Requires bondsmen and recovery agents to attend a 20 hour course, pass exam and 12 hours of continuing education. <i>Indefinitely Postponed 01APR14</i>
AL	SB249	Holley, et al	Requires bondsmen and recovery agents to attend a 12 hour course and take exam. <i>Indefinitely Postponed 01APR14</i>
AL	HB134	England	Places restrictions on bondsman for requesting certified copies of the bail bond for purposes of arresting fugitives. <i>Referred to Public Safety and Homeland Security 14JAN14</i>
AL	HB394	McMillan	Baldwin County fees raised to \$20 [from \$10] for court cases, actions including bond forfeiture. <i>Delivered to Governor 27FEB14</i>
AL	HB477	Hill	Under existing law, all surety insurers are required to post an unearned premium reserve in the same manner as property and general casualty insurers. This bill would provide a specific unearned premium reserve for bail bond surety insurers as an alternative to the general requirements for other surety insurers. <i>First Reading Senate Banking & Ins. 13MAR14</i>
AZ	HB2024	Kavanagh	General public order/anti aggressive solicitation bill which includes restrictions on bail bond solicitation. <i>Governor Vetoed 17APR14</i>
AZ	H 2121	Lovas	Insurance licensing bill with application to bail agents, e.g. no license for a resident business entity as a bail bond agent unless each owner and shareholder is individually licensed as a bail bond agent. Enacted 14APR14
CA	S 210	Hancock	(Like 2012's S210) Defendant has presumption of

			OR release, subject to charge and public safety considerations. Prohibits pretrial interview from asking about defendant's current offense. Received Do Pass in Senate. <i>Ordered to inactive file.</i> <i>29AUG14</i>
CA	AB 723	Quirk	Post Conviction release condition bail or own recognizance.
CA	AB 773	Hueso	Authorizes a limited liability company (LLC) to be a licensee subject to the same requirements as corporations. The bill exempts a corporation or an LLC from the requirements that 100% of the shares of the corporation or membership interest in the LLC be held by licensed bail agents, and all shareholders, officers, and directors of the corporation or members of the LLC be licensed bail agents, if the corporation or LLC is an admitted surety insurer or a subsidiary of an admitted surety insurer. Because a violation of the bill's provisions by an LLC would be a crime, the bill would impose a state-mandated local program. Died pursuant to Art. IV, Sec. 10(3) of the Constitution 31JAN14
CA	AB 2499	Bonilla	Existing law provides supervisors of any county may authorize the correctional administrator to offer a program in which inmates committed to a county jail or other county correctional facility or granted probation, or participating in a work furlough program, may voluntarily participate or involuntarily be placed in a home detention program. This bill would add to the information subject to those requests, current and historic GPS location data, if available. <i>Passed. Assembly to Senate Public Safety. Referred to Senate Appropriations.</i> <i>Amended 03JUL14</i>
CA	AB 2724	Bradford	Fine for failing to appear. <i>Referred to Com on APPR</i> <i>30APR14</i>
CO	HB 14-1261	Wright	Defendant can choose how to meet bail requirement; Defendant with prior FTA ineligible for release on PR; Bond premium to be refunded if charges dismissed within 14 days of posting bond. <i>Judiciary</i> <i>- Laid over to 11MAY14</i>
CO	SB 14-133	Newell	PI licensing act which exempts bail recovery (among others.). Enacted 06JUN14
CO	SB 14-210	Cadman and Aguilar	The bill requires the commissioner of insurance, when conducting any examination of an insurer, to hold a pre-examination conference and a conference before issuance of a draft examination report. <i>Passed</i>

			<i>Senate. Introduced in House Assigned to Bus. Labor 1MAY14</i>
CO	SB 14-212	Ulibarri	“Clean-up of Bail Bond Statutes” This bill proposes to clean up language from SB13-1236. Enacted 06JUN14
CT	H 5246	Insurance	Changes when balance in the surety agent examination account is transferred to the General Fund, imposes automatic cancellation of a surety agent's license the annual examination fee not paid by January 31, and authorizes the DOI to adopt regulations establishing continuing education requirements for surety agents. <i>Public Hearing 25FEB14</i>
CT	HB 5588		Extends financing period on bond premiums from fifteen to twenty-four weeks. Enacted 12JUN14
CT	SB 152	Judiciary	Court services bill which makes changes to the pretrial drug education and community services program for accuracy and consistency. Enacted 11JUN14
CT	SB 389		Permits the court to keep the surety on the bond after sentence through incarceration. Enacted 13JUN14
DE	HB 252	Keeley	Clarifies that the General Assembly has conferred jurisdiction on the Justice of the Peace Court and the Court of Common Pleas to enter an order temporarily revoking bail on an "original offense" when a person has been charged with committing a "subsequent offense," even if the "original offense" case is then pending before a higher court. Enacted 10JUN14
DE	SB36	Marshall	The first leg of a constitutional amendment that will modernize the bail provisions within the Delaware Constitution. Reported out of committee 29JAN14
FL	S 854	Abruzzo	Electronic filing of bail bonds. <i>Referred to Banking and Insurance 10FEB14</i>
FL	H 427	McBurney	Prohibits person from crossing county boundary with intent to commit certain felony offenses in county other than that of his residence; may be considered as factor in determining whether to release defendant on bail or other conditions. Enacted 20JUN13
FL	H 633	Ingram	Division of Insurance Agents & Agency Services; Every insurer writing bail bonds through agents shall submit to and have approved by the office for prior approval department a sample power of attorney, which shall will be the only form of power of attorney the insurer issues will issue to agents. Enacted 13JUN14
FL	H 939	Stewart	Specifies the amount of direct written premiums for

			bail bonds for the purpose of calculation of certain taxes. <i>Died in Banking 02MAY14</i>
FL	H 1394	Nelson	Prohibits transmittal of electronic bonds by unlicensed individuals; allows licensed agents to electronically transmit bonds in county in which agency is located in certain circumstances; provides for multiple forms of powers of attorney; prohibits agents from authorizing countersignatures to bonds or powers of attorney; provides for justification of suretyship of bond agents by inclusion of original power of attorney or by initiating electronic transmission of executed power of attorney; provides that money orders & cashier's checks cannot be used to secure more than one bond; allows two or more qualified sureties to each post portions of bond amount; provides for sheriff to select whether or not to accept electronic bonds in certain circumstances. <i>Passed House, Senate Assigned to Banking and Insurance 21APR14</i>
FL	HB 5601	Renuart	Specifies the amount of direct written premiums for bail bonds for the purpose of calculation of certain taxes. Enacted 14MAY14
FL	S 550	Hukill	Prohibits person from crossing county boundary with intent to commit certain felony offenses in county other than that of his residence; may be considered as factor in determining whether to release defendant on bail or other conditions. <i>Senate Appropriations 21APR14</i>
FL	S 854	Abruzzo	Prohibiting transmitting or posting an electronic bond with attached power unless he is a qualified, licensed, appointed, and registered as a bail bond agent; authorizing bail bond agent to transmit electronic bonds within the judicial circuit in which the bail bond agency is located under certain circumstances; prohibiting an insurer or managing general agent from furnishing an unlicensed individual or entity a form for transmitting or posting electronic bonds. <i>Ins. & Banking 20MAR14</i>
FL	S 1390	Brandes	Specifies the amount of direct written premiums for bail bonds for the purpose of calculation of certain taxes. <i>Died in Appropriations 02MAY14</i>
FL	H 1395	Nelson	Prohibits transmittal of electronic bonds by unlicensed individuals; allows licensed agents to electronically transmit bonds in county in which agency is located in certain circumstances; provides for multiple forms of powers of attorney; prohibits

			agents from authorizing countersignatures to bonds or powers of attorney; provides for justification of suretyship of bond agents by inclusion of original power of attorney or by initiating electronic transmission of executed power of attorney; provides that money orders & cashier's checks cannot be used to secure more than one bond; allows two or more qualified sureties to each post portions of bond amount; provides for sheriff to select whether or not to accept electronic bonds in certain circumstances. <i>Regulatory Affairs Committee. 28MAR14</i>
GA	HB 271	Stone	Makes changes to cash deposit ratios for professional bondsmen and premium charged. Enacted 29APR14
IA	SF 382	Judiciary	For violation of protective and no contact orders, initial appearance required before bail authorized. Judiciary 16JAN14
IA	S 636	House Public Safety	Arrestee can make three calls, one of which can be to a bail agent. House Public Safety 12FEB14
IN	S 395	Steele	Increases minimum cash deposit to court to 15%. Defendant can chose type of bond. Cash bail forfeited to Common School Fund 120 days after FTA. Passed Senate. <i>Dead - Failed to get out of committee 23FEB14</i>
KS	H 2256	Corrections and Juvenile Justice	Regardless of the method securing the bond, it would have to be the same amount, and a deposit of cash in less than the full amount of the bond shall not be permitted. It requires an appearance bond to be provided by a "sufficient, solvent surety." Where the bond forfeiture has not been set aside, the court shall direct an action to be instituted for collection of the funds from the obligors on the bond. Corrections and Juvenile Justice 08FEB13
KS	H 2493	Corrections and Jouvenile Justice	Deals with sexual offenses against juveniles by corrections, social services officials, sureties, etc. No OR for those charged under this act. Bail recovery agents from outside KS must contract with local recovery agents. Corrections and Juvenile Justice Amended/subst 17FEB14
KS	S 140	Judiciary	Effect of immigration status on criminal appearance bonds. Referred to committee on federal and state affairs 07FEB13
LA	HB 18	Lopinto	Repeals the statutory authorization for DPS&C to conduct certain pilot programs involving alternative methods of incarceration and electronic monitoring. Enacted 23APR14

LA	HB 46	Burns	Requires judges to sign and print their names on all judgments. <i>Referred to Judiciary A 8APR14</i>
LA	HB 104	Greene	Provides for the composition of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice Commission. <i>Referred to Judiciary A. 01APR14</i>
LA	HB 151	Guinn	Increases court costs in criminal cases for the 31st JDC. <i>Referred to Finance 02APR14</i>
LA	HB 154	Leger	Provides for a statewide increase in court costs in city, parish, district, appellate, and supreme courts. <i>Recommitted to the Committee on Revenue and Fiscal Affairs 30APR14</i>
LA	HB 362	Lopinto	Pertains to notice of forfeiture. <i>Referred to Crm Justice 10MAR10</i>
LA	HB 363	Lopinto	Pertains to surrender, NCIC and forfeiture procedures. <i>Referred to Criminal Justice 10/MAR14</i>
LA	HB 401	Barras	Provides for technical corrections to various provisions of the Constitution Ancillaries, the LA Revised Statutes, the Code of Civil Procedure, and the Code of Criminal Justice. Enacted 19JUN14
LA	HB 418	Lopinto	Changes forfeiture periods for misd. and felonies. <i>Referred to Criminal Justice 10MAR14</i>
LA	HB 534	Shadoin	Provides relative to requirements for clerks of court. <i>Passed to Third Reading and Final Passage 01MAY14</i>
LA	HB 535	Shadoin	Provides relative to processing fees associated with reporting requirements for clerks of court. <i>Passed to Third Reading and Final Passage 01MAY14</i>
LA	H 540	Thierry	Relative to notice of bond forfeiture; to authorize the use of electronic mail by a commercial surety in executing a bond; to authorize the use of electronic mail to send the notice of judgment of bond forfeiture. <i>Admin of Criminal Justice 10MAR14</i>
LA	HB 679	Jackson	Provides relative to the policies, duties, powers and reports of the Louisiana Sentencing Commission. <i>Returned to calendar 10APR14</i>
LA	HB 743	Moreno	Adds to voting members and one nonvoting member to the LA Sentencing Commission. Enacted 16MAY14
LA	HB 747	Moreno	No OR or release on another's signature for a person for violation of protective order regardless of prior conviction for same. Enacted 22MAY14
LA	HB 750	Moreno	In domestic abuse/violence cases, bail conditions to be cited on LA protective order registry. Enacted 29MAY14
LA	HB 790	Jackson	Courts, with DA's agreement, can alter the

			percentage of cash to be deposited in lieu of a surety bond. <i>Admin of Justice 10MAR14</i>
LA	HB 888	Arnold	Creates a statewide portal for secure remote access to certain records maintained by district clerks of court. Referred to Committee on Finance 14APR14
LA	HB 1142	Burrell	Bail restrictions for offenses against a family or household member or dating partner. Enacted 29MAY14
LA	HB 1176	Broadwater	Restricts use of cash transfer & EBT for bail (among other things, e.g. bars, strip clubs.) Enacted 23JUN14
LA	HB 1273	Ledger	Provides relative to provisional occupational licenses for ex-offenders. <i>Becomes HB 1273. 23APR14</i>
LA	HB 1206	Ledger	Consolidates New Orleans Traffic and Municipal Courts. Surety company or its local agent or its insurance company, or both, for which said the agent is writing bail bonds, shall be assessed the added costs. Enacted 23JUN14
LA	HB 915	Williams	Authorizes the levy of a warrant recall fee to fund a misdemeanor jail in East Baton Rouge. <i>Referred to Finance 24APR</i>
LA	HB 916	Leger	Provides for extending the collection of increased filing fees by the civil district court judges. <i>Referred to Finance 14APR</i>
LA	SB 40	Cortez	Provides relative to certain court costs in the City Court of Lafayette.
LA	SB 89	Peacock	Provides for revisions to the Civil Code and Revised Statutes that pertain to security, pledge, and recordation. <i>Passed Senate. Passed House 3rd Reading. 30APR14</i>
LA	SB 252	Nevers	Provides relative to the 22 nd Judicial District Court's presentencing investigation assessment policy. <i>Passed House Legislative Bureau 30APR14</i>
LA	SB 304	Claitor	Provides relative to the Louisiana State Law Institute and recommendations to the legislature
LA	SB 439	Claitor	Regarding surrender of defendant, time certain periods, and conditions under which surety may request remanding the defendant. <i>Judiciary 28FEB14</i>
LA	SB 454	Smith	Courts, with DA's agreement, can alter the percentage of cash to be deposited in lieu of a surety bond. <i>Judiciary C 28FEB14</i>
LA	SB 478	Claitor	Authorizes the levy of a warrant recall fee to fund a misdemeanor jail in East Baton Rouge. <i>Passed 3rd Reading in House 30APR14</i>

MD	H1186	Anderson	Repeals the authority of District Court commissioner to set bond or commit persons to jail in default of bond; authorizing District Court commissioner to release a defendant charged with a felony from pretrial detention under specified circumstances; requiring a District Court commissioner to release a defendant charged with a misdemeanor on personal recognizance under specified circumstances; etc. <i>Referred to Judicial Proceedings 07APR14</i>
MD	H1232	Dumais	Establishes pretrial services as alternative to pretrial detention to use risk assessment tool. <i>Referred to Judicial Proceedings 07APR14</i>
MD	S260	Shank	Issuance of Summonses and Arrest Warrants and Restrictions on Pretrial Release. Prohibits authorizing the pretrial release of a defendant charged with committing a crime while the defendant was released on bail or personal recognizance for a pending prior criminal charge or on parole. <i>Judiciary Proceedings 19FEB14</i>
MD	S920	Miller	Repeals the authority of District Court commissioner to set bond or commit persons to jail in default of bond; authorizing District Court commissioner to release a defendant charged with a felony from pretrial detention under specified circumstances; requiring a District Court commissioner to release a defendant charged with a misdemeanor on personal recognizance under specified circumstances; etc. <i>Passed 3rd Reading 31MAR14</i>
MD	S973	Frosh	Establishes pretrial services as alternative to pretrial detention to use risk assessment tool. <i>Died 08APR14</i>
MD	S1030	Dion	Forfeiture of bail bonds. Repeals law that prohibits a court from refunding a forfeiture of bail at a certain time unless a private surety pays a forfeiture of bail within a certain time; repeals certain conditions that must be met before the court may refund a forfeited bail bond not paid within a certain time; and generally relating to forfeiture of bail bonds in circuit courts and in the District Court. <i>Judicial Proceedings 26FEB14</i>
ME	SP 649	Cain	Defendant cannot contact victim of domestic crime previous to setting of preconviction bail. Enacted 15MAR14
ME	HP 1266	Dion	Implements certain recommendations of the Criminal Law Advisory Commission relative to the Maine Bail

			Code. Limits post conviction bail. Enacted 05APR14
MO	SRB 714	Lager	Updating statutes of all kinds. DOI shall conduct a study regarding licensing rules and other policies/ procedures governing the bail industry. The DOI may hold public hearings within the state and permit testimony and input from surety insurance companies, general bail bond agents, bail bond agents, legislators, law enforcement agencies, officials from the department, and other interested parties. <i>Governmental Accountability and Fiscal Oversight Committee. Scheduled but not heard 04APR14</i>
MN	H 2853	Atkins	Over all insurance bill. "Gross premiums" includes the total consideration paid to bail bond agents for bail bonds. Enacted 05MAY14
MS	H 585	Gipson (Like S 2784)	A large bill sections of which revises eligibility for pretrial diversion programs. Bond of defendant assigned to such exonerated. Enacted 31MAR14
MS	S 2677	Carmichael	Modifies licensing requirement with respect to CE hours, etc. Grounds for suspension of license, e.g false information re delivery of information re writs or final judgment. Enacted 10APR14
NC	S 574	Randleman	Appearance bond for a defendant charged with certain misdemeanors is only valid for 36 months. Reft to Com on Jud/Sub 08MAY13
NC	H 768	Brandon	Eliminates unsecured appearance bond as a pretrial release condition. Reassigned to Judiciary 30APR13
NC	S 734	Brock	General regulatory overhaul bill with provisions for bail: authorizes and describes agent's shield; surety may use any licensed agent, runner to arrest/surrender defendant. Passed Senate 25JUN14
NH	HB1482	Rappaport	Relative to licensure of individuals as bail enforcement agents. House Executive 16JAN14
NJ	A 396	Bucco (Like S 107)	Requires court to consider gang affiliation when making bail determinations. Judiciary 16JAN14
NJ	A 452	Green	Restricts bail options for second and subsequent offenses occurring while released. Restrictions on 10% option. Judiciary 16JAN14
NJ	A 480	Green	Pretrial bill. Establishes alternatives to monetary bail for certain criminal offenders. Judiciary 16JAN14
NJ	A 1205	McGuckin	Increases penalties for committing serious offenses while released on bail. Judiciary 16JAN14

NJ	A 1869	Rumana	Expands list of crimes with bail restriction to include gun related crimes with mandatory minimum terms of imprisonment under "Graves Act." Judiciary 16JAN14
NJ	A 1890	Burzichelli	Restricts bail for persons charged with violent crimes; establishes bail alternatives for non-violent offenders. Judiciary 16JAN14
NJ	A 1910	Burzichelli (Like ACR 22, S 946 & SCR 36)	Constitutional amendment providing for pretrial detention of certain criminal defendants; establishes non-monetary bail alternatives for release; authorizes Judiciary to revise fees for certain legal programs and services. To Assembly Appropriations 23JUN14
NJ	A 2273	Stack	Restricts bail for persons charged with violent crimes; establishes bail alternatives for non-violent offenders. <i>Commercial surety bond option eliminated for one charged with a serious crime. Introduced 26JUN14</i>
NJ	S 2286	Barnes (Like A 3532)	Requires 10 percent bail premium unless lesser amount approved by court; authorizes installment payments. Introduced 30JUN14
NJ	S 2287	Barnes (Like A 3537)	Creates fourth degree crime for certain actions soliciting bail (via three way telecon) for incarcerated individuals; requires license revocation of bail agents and agencies in certain circumstances. Introduced 30JUN14
NJ	S 2288	Barnes (A 3533)	Requires county correctional facilities to implement written policies relating to bail agents and inmates; directs Attorney General to develop uniform guidelines. Introduced 30JUN14
NJ	S 2289	Barnes (Like A 3531)	Requires photo ID for agents. Introduced 30JUN14
NJ	S 2290	Barnes (Like A 3530)	Makes it a crime to act as an agent without a license. Introduced 30JUN14
NJ	A 2291	Andrezejczak	Death by auto, vessel, and certain assaults to have bail restrictions. Judiciary 06FEB14
NJ	A 2292	Barnes	Transfers authority to license/regulate bail agents to Department of law and Public Safety (DLPS) from Department of Banking and Insurance; some DOBI functions re surety companies transferred to AG;

			establishes Bail Agent Enforcement Unit. Introduced 30JUN14
NJ	A 2357	Tucker	Presumption for 10% option vice surety bond for repeat offenders. Judiciary 06FEB14
NJ	A 2435	Dancer	AOC to collect statistics on those committing crime while on bail. Judiciary 06FEB14
NJ	A 2662	Wolfe	Bail hold for violation of domestic violence order. Judiciary 20FEB14
NJ	A 2735	Fiocchi (Like S 1259)	Authorizes the court to issue restraining orders to defendants charged with a crime as a condition of release on bail. Judiciary 24FEB14
NJ	A 3005	Munoz	Requires bail agencies to collect at least 10 percent of bail bond amount. Violation means suspension of license. Judiciary 24MAR14
NJ	A 3503	DeCroce	Requires minimum 10 percent premium payment on bond; prohibits installment plans. Introduced 11JUL14
NJ	A 3530	Dancer	Makes it a crime to act as an agent without a license. Introduced 11JUL14
NJ	A 3531	Dancer	Requires photo ID for bail agents. Introduced 11JUL14
NJ	A 3532	Dancer (Like S 2286)	Requires 10 percent bail premium unless lesser amount approved by court; authorizes installment payments. Introduced 11JUL14
NJ	A 3533	Dancer (Like S 2288)	Requires county correctional facilities to implement written policies relating to bail agents and inmates; directs Attorney General to develop uniform guidelines. Introduced 11JUL14
NJ	A 3535	Dancer (Like S 2291)	Codifies and increases fees for licensing (\$300 for initial) and renewal (\$250) of bail-bond agents, Introduced 11JUL14
NJ	A 3536	Dancer (Like S 2292)	Transfers authority to license/regulate bail agents to Department of law and Public Safety (DLPS) from Department of Banking and Insurance; some DOBI functions re surety companies transferred to AG; establishes Bail Agent Enforcement Unit. Introduced 11JUL14
NJ	A 3537	Dancer (Like S 2287)	Creates fourth degree crime for certain actions

			soliciting bail (via three way telecon) for incarcerated individuals; requires license revocation of bail agents and agencies in certain circumstances. Introduced 11JUL14
NJ	A 3557	Burzichelli	Implements recommendations of SCI report. Introduced 11JUL14
NJ	ACR 22	Simon (Like A 1910, S 946, & SCR 36)	Proposes constitutional amendment to provide that release on bail may be denied to certain offenders. Judiciary 14JAN14
NJ	ACR 163	Mazze	Proposes constitutional amendment to change right to bail in criminal cases and allow court to deny jailed person pretrial release under certain circumstances. Introduced 09JUN14
NJ	ACR 167	Mazzeo	Proposes constitutional amendment to change right to bail in criminal cases and allow court to deny jailed person pretrial release under certain circumstances. From Appropriations Amended subst. 23JUN14
NJ	ACR 177	Mazzeo	Proposes constitutional amendment to authorize, under certain circumstances, pretrial detention of persons in criminal cases. Introduced 11JUL14
NJ	S 107	Bucco & Lesniak (Like A396)	Requires court to consider gang affiliation when making bail determinations. Judiciary 14JAN14
NJ	S 561	Turner	Requires presumption that any bail paid by defendant charged with certain weapons offenses will be in the form of full cash. Introduced 14JAN14
NJ	S 744	Sarlo	A person charged with an enumerated crime of the first or second degree may only use full cash, certain surety bonds or certain bail bonds as a means of posting bail. Persons charged with these enumerated crimes cannot use the 10% cash option for posting bail. Adds crimes to list. Introduced 14JAN14
NJ	S 847	Norcross	Establishes judicial criteria for determining pretrial detention of persons charged with first degree crimes; establishes statutory bail alternatives for non-violent offenders. <i>Inoperative until passage of SCR 36 which it would implement.</i> Introduced 14JAN14
NJ	S 946	Norcross (Like A 1910,	Constitutional amendment providing for pretrial detention of certain criminal defendants; establishes

		ACR 22, & SCR 36)	non-monetary bail alternatives for release; authorizes Judiciary to revise fees for certain legal programs and services. Enacted 11AUG14
NJ	S 1259	Turner (Like A 2735)	Authorizes the court to issue restraining orders to defendants charged with a crime as a condition of release on bail. Judiciary 25FEB14
NJ	S 1371	Scutari	AOC to assess, collect, and pay service charges and costs for electronic payment of fees and other obligations owed courts; prohibits defendants from using debit cards for bail and penalty payments for certain crimes. Judiciary 27FEB14
NJ	S 1430	Rice	Establishes judicial presumption in favor of ten percent bail option in lieu of a bail bond issued by licensed surety for repeat criminal offenders. Judiciary 27FEB14
NJ	S 1809	Holzapfel	Would prevent defendants who are arrested a second or subsequent time for contempt of a domestic violence restraining order from being released on bail. A Superior Court judge would hold an emergency hearing and make a final disposition of the charge within 72 hours of arrest. Neither the municipal court nor Superior Court would set bail for these second offenders. Instead, the defendant would remain in custody and a Superior Court judge would hold an emergency hearing and make a final disposition. Judiciary 25MAR14
NJ	S 2286	Barnes	Requires 10 percent bail premium unless lesser amount approved by court; authorizes installment payments. <i>Introduced 30JUN14</i>
NJ	S 2287	Barnes	Creates fourth degree crime for certain actions soliciting bail (via three way telecon) for incarcerated individuals; requires license revocation of bail agents and agencies in certain circumstances. <i>Introduced 30JUN14</i>
NJ	S 2288	Barnes	Requires county correctional facilities to implement written policies relating to bail agents and inmates; directs Attorney General to develop uniform guidelines. <i>Introduced 30JUN14</i>
NJ	S 2289	Barnes	Requires photo ID for agents. <i>Introduced 30JUN14</i>

NJ	S 2290	Barnes	Makes it a crime to act as an agent without a license.
NJ	S 2291	Barnes	Codifies and increases fees for licensing (\$300 for initial) and renewal (\$250) of bail-bond agents, <i>Introduced 30JUN14</i>
NJ	S 2292	Barnes	Transfers authority to license/regulate bail agents to Department of law and Public Safety (DLPS) from Department of Banking and Insurance; some DOBI functions re surety companies transferred to AG; establishes Bail Agent Enforcement Unit. <i>Introduced 30JUN14</i>
NJ	SCR 36	Norcross (Like A 1910, ACR 22 & S 946)	Proposes constitutional amendment to provide that release on bail may be denied under certain conditions to offenders who commit first degree crimes. <i>Introduced 14JAN14</i>
NJ	SCR 113	Norcross	Proposes constitutional amendment to provide that release on bail may be denied under certain conditions to offenders who commit first degree crimes. <i>From Budget & Appropriations 19MAY13</i>
NJ	SCR 128	Norcross	Proposes constitutional amendment to authorize, under certain circumstances, pretrial detention of persons in criminal cases. <i>Filed with Secretary of State 4AUG14</i>
NM	H 50	Smith	Modifies licensing and education requirements for agents, e.g must be HS grad or have GDE, must register 7 solicitor days after hire, OJT reduced from 120 hrs to 30 hours, penalties for non compliance. Enacted 08FEB14
NM	S 56	Leavell	Updates to insurance code. Mostly on health care insurance providers. Risk based capital reports. Definition of gross premium re bail. Enacted 10MAR14
NY	S 2024	Stavisky	Requires court review of domestic violence bail applications. <i>Codes 09JAN13</i>
NY	A 3050	Reilich	Electronic benefit card cannot be used for bail bond (among a host of other things). <i>Codes 23JAN13</i>
NY	A 3349	Titus	Courts to exonerate bail and order recognizance when no grand jury action has occurred for 45 days from arraignment, unless for good cause against. <i>Codes 24JAN13</i>
NY	S 3499	Peoples-Stokes	Re domestic violence, conditions for release, a violation of which may result in forfeiture. <i>Codes 28JAN13</i>

NY	A 4018	Gabryszak	Denial of bail of DUI in some instances. <i>Codes 30JAN13</i>
NY	A 6538	Schimminger	PI, bail recovery licenses. <i>Codes 30APR13</i>
NY	A 7057	Sepulveda	Requires the Dept. of Financial Services to “conduct a study to identify problems and concerns regarding the bail bond business & identify necessary improvements and clarifications to current regulations and statutes related to the rights of defendants who utilize the bail bond business.” <i>Introduced 30APR13</i>
NY	A 7178	Lentol	Amends the criminal procedure law, in relation to the consideration of certain factors when determining recognizance or bail. <i>Codes 06MAY13</i>
NY	S 375	Kennedy	Creates degrees of domestic violence crimes and diversion program for same. <i>Prefiled 07DEC12</i>
NY	A 8424	Montesano	EBT cannot be used for bonds. <i>Codes 15JAN14</i>
NY	S 506	Espaillet	Require the Dept. of Financial Services to “conduct a study to identify problems and concerns regarding the bail bond business & identify necessary improvements and clarifications to current regulations and statutes related to the rights of defendants who utilize the bail bond business.” <i>Prefiled 11DEC12</i>
NY	S 1797	Espaillet	Establishes special gun court calendars for crimes committed while on bail for other offenses.
NY	S 2914	Parker	Re domestic violence, conditions for release, a violation of which may result in forfeiture. <i>Codes 25JAN13</i>
NY	S 2024	Zeldin	Requires court review of domestic violence bail applications. <i>Codes 09JAN13</i>
NY	S 4000	Brown	Regards PI licenses, bail enforcement licenses, etc. <i>Introduced 04MAR13</i>
NY	S 4091	Robach	Amends the criminal procedure law, in relation to the consideration of certain factors when determining the issuance of an order of recognizance or bail in domestic violence cases. <i>Introduced 08MAR13</i>
NY	S 6970	Seward	Relates to bail bonds; amends the definitions of such term; relates o revoked licensees. <i>Referred to Insurance 09APR14</i>
OK	S 849	Marlatt (Like H 2167)	Bail licensure bill, modifying some provisions and forfeiture procedure, clarifying surety agent appointment, etc. <i>Engrossed, signed to Senate 15APR13</i>
OK	S 1037	Crain	Bondsman is authorized to write bonds on up to ten defendants per year January 1 through December 31

			in each county outside his or her resident county. For purposes of determining the ten-defendant bond limit pursuant to Section 1320 of Title 59 of the Oklahoma Statutes, the bondsman shall consider each date a bond or bonds are written on a single individual as being one of the ten-defendant limit notwithstanding any previous bonds which have been written on that same individual. The ten-defendant limit does not apply in counties without a registered bondsman in such county. Passed Senate 05MAR13
OK	H 2404	Bennett (Like S 1406)	Removes limitation on number of bonds written; modifies procedure to write bonds in certain counties; providing for renewal of license in certain counties; requiring certain list of bondsmen for certain purpose; authorizing court to set bail under certain condition. <i>Surety bondsman can be appointed by professional bondsman.</i> Introduced 03FEB14
OK	H 2407	Bennett (Like S 1921)	Bail Bondsmen Reform Act of 2014; providing for noncodification. Introduces multicounty bail bondsman concept. Enacted 16APR14
OK	H 2802	Matthews	Sets up veteran treatment program. The bond of person who enters is exonerated. Introduced 03FEB14
OK	H 2928	Kirby	Modifies date of the annual financial statement; requirement for content of receipt; contents of affidavit; requiring law enforcement to display list of bondsmen in county jail. Enacted 03JUN14
OK	S 1291	Anderson	Relates to pretrial bail schedule; amending 22 O.S. 2011, Section 1105.2, which relates to setting of bail; modifying applicability of provisions. <i>Judiciary 04FEB14</i>
OK	S 1406	Allen (Like H 2404)	Removes limitation on number of bonds written; modifies procedure to write bonds in certain counties; providing for renewal of license in certain counties; requiring certain list of bondsmen for certain purpose; authorizing court to set bail under certain condition. Business & Commerce 04FEB14
OK	S 1474	Paddock	The Council on Law Enforcement Education and Training; powers and duties; background investigations; reports; bail enforcement agents [among others] must keep current address on file.

			Enacted 13MAY14
OK	S 1675	Brown (Like S 1886) to be replaced by Sparks as author.	Relates to licensure of bail bondsmen; modifying date of the annual financial statement; modifying requirement for content of receipt; modifying contents of affidavit; requiring law enforcement to display list of bondsmen in county jail. <i>Do Pass Economic Development and Financial Services Committee 03APR14</i>
OK	S 1677	Sparks	Relates to suspension of agents licenses. <i>(Text of bill pending) Rules Amended/subst. 20FEB14</i>
OK	S 1886	Brooks (Like S 1675)	Relates to licensure of bail bondsmen; modifying date of the annual financial statement; modifying requirement for content of receipt; modifying contents of affidavit; requiring law enforcement to display list of bondsmen in county jail. <i>(Text of bill pending). Business & Commerce 04FEB14</i>
OK	S 1921	Allen (Like H 2407)	States procedure for licensure and qualifications for multi-county agent bondsman, plus fees, license transfer, etc. <i>(Text of bill pending.) Do Pass Economic Development and Financial Services Committee 10APR14</i>
OK	S 2003	Shorty	Unlawful for any unlicensed person to wear bail enforcement regalia. Enacted 28MAY14
PA	H 601	Bishop	No bail if no conditions other than confinement will insure public safety. <i>Referred to Judiciary 08FEB13</i>
PA	H 1441	Aloway	Eliminates property writers. <i>Bail agent must be licensed as an insurance producer</i> ; and must produce license and powers to conduct business within each county; process for forfeited undertaking and for private cause of action against competitor violating statutes. Introduced 23JUN14
PA	H 2835	Delozier	Cash bail can be attached for fines, etc. Introduced 24JUN14
PA	S 149	Greenleaf	Regulates bail bond enforcement agents; requiring licensure and registration; and providing for penalties. <i>Referred to Appropriations 12MAR14</i>
PA	S 192	Stack	Regulates bail agents in a uniform manner similar to licensing insurers. <i>Referred to Judiciary 17JAN13</i>
RI	H 5164	McLaughlin	Court, in determining whether a person is a danger to the community and/or to grant or deny bail to a person charged with a sexual offense, to consider past indictments and/or arrests of the person for similar sexual offenses. Introduced 14JAN13
RI	S 272	Bates	Benefit card cannot be used for bail (and a host of other items, such as alcohol). Introduced 12FEB13
RI	H 5411	Morgan	Benefit card cannot be used for bail (and a host of

			other items, such as alcohol). If used for such recipient must reimburse the state. Introduced 13FEB13
RI	H 7313	Morgan	Benefit card, food stamps, direct cash assistance funds cannot be used for bail (and a host of other items, such as alcohol, strip clubs, weapons, etc.). Penalties for agencies/vendors accepting same. Finance. <i>Committee recommended measure to be held for further study.</i> 25FEB14
SC	S 827	Fair	Defendant's condition of release may be required to wear GPS and defendant paying for same. Introduced 10DEC13
SC	H 3342		Solicitor must provide 48 hours advance notice before bench warrant is requested after a failure to appear. <i>Vetoed</i> 23JAN14
SC	H 4343	Sellers	In domestic criminal violence cases, bail decision/amount rests solely with the judge. Introduced 14JAN14
SC	H 4368	Hendersen	Changes definition of gang from 5 to 3 persons. Gang member accused of a felony not eligible for deposit bail. Bond must be set at minimum \$50K cash or surety. Passed House Referred to Senate Judiciary 15APR14
SC	H 4406	Henderson	No deposit in lieu of recognizance for one accused of domestic violence. Introduced 10DEC13
SC	S 19	Ford	If a person released on bond for a serious offense, is charged with a serious offense, the bond hearing for the subsequent offense must be held within thirty days. If the court finds that the person is unlikely to comply with any condition of release, a rebuttable presumption arises that no condition will assure the person will not pose a danger to public safety. Checklist for conditions of release. Enacted 09APR14
SC	S 827	Fair	Defendant's condition of release may require GPS and defendant paying for same. Introduced 14JAN14
SC	S 1029	Shealy	Judge may restrict accused's possession of firearms and ammo as a condition of bail in domestic violence case. Introduced 18FEB14
TN	HB 0309	Parkinson	Relates to defendants released on bond who have been charged with a firearm's violation and conditions of release thereof. Criminal Justice 18FEB13
TN	HB 714	Hall	Prohibits bounty hunters from wearing clothing that indicates they are associated with law enforcement; requires bounty hunters to wear identifying insignia.

			Enacted 24APR14
TN	HB 1902 (also SB 1952)	Dean	Relates to when a bail bond is released. <i>Comp. SB subst. 15APR14</i>
TN	HB 1903 (also SB 2114)	Dean	Makes a technical amendment to TCA 40-11-116 regarding conditions of release. <i>Criminal Justice 25FEB14</i>
TN	SB 1952	Gardenhire	Specifies a bond will remain in effect until the court defendant's sentence, if the disposition of the case is a conviction or a plea of guilty; specifies that after such a disposition and before the sentence is rendered, the bond will not negatively impact the surety. Modifies 02MAY13 enactment of S736/H1023 which made surety liable for bond until sentencing. Enacted 16MAY14
TN	HB 2360 (also HB 2330)	Farmer	Authorizes all counties to levy a privilege tax on bail bondsman up to \$8 per bond. <i>Taken off notice for Calender. 11MAR14</i>
TN	SB 2167 (Also HB 2286)	Burks	Prohibits a victim of domestic violence from posting bail for the person charged with domestic violence against them. Judiciary Committee 29JAN14
TN	H 2131	Ragan (Like S 2321)	Authorizes Anderson County to levy a bail bond tax up to \$8.00 on each bond. <i>Assigned to Criminal Justice Subcommittee 30JAN14</i>
TN	H 2286	Turner (Like S 2167)	Prohibits a victim of domestic violence from posting bail or signing any bond as surety for the appearance of the person who is charged with an act of domestic violence against the victim. <i>Taken Off Notice for Cal. 18MAR14</i>
TN	S 1952	Gardenhire (Like H 1902)	Specifies a bond will remain in effect until the court defendant's sentence, if the disposition of the case is a conviction or a plea of guilty; specifies that after such a disposition and before the sentence is rendered, the bond will not negatively impact the surety. Modifies 02MAY13 enactment of S736/H1023 which made surety liable for bond until sentencing. <i>Signed by Speaker 01MAY14</i>
TN	S 2114	Gardenhire (Like H 1904)	Replaces "and/or" with the word "and" in the list of conditions a magistrate can impose to assure a defendant's appearance in court. - Amends TCA Section 40-11-116. <i>Referred to Judiciary 29JAN14</i>
TN	S 2167	Burks (Like H 2286)	Prohibits a victim of domestic violence from posting bail or signing any bond as surety for the appearance

			of the person who is charged with an act of domestic violence against the victim. <i>Assigned to Gen. Sub of S. Jud Com 25MAR14</i>
TN	S 2321	McNally (Like H 2131)	Authorizes Anderson County to levy a bail bond tax up to \$8.00 on each bond. <i>Assigned to Gen. Sub of Sen. Jud 04MAR14</i>
TN	S 2330	Burks (Like H 2360)	Authorizes all counties to levy a bail bond tax up to \$8.00 on each bond. <i>Assigned to Gen. Sub of S. Jud. 19MAR14</i>
UT	H 203	Redd	Modifies the Bail Bond Recovery Act regarding board membership qualifications. Allows member who is owner of a bail bond company can also be a recovery agent. Public member cannot have relatives in bail business. Enacted 29MAR14
UT	S 159	Jenkins	Allows a court to order bail money (posted in cash) to be paid to a judgment creditor. Enacted 01APR14
UT	SJR 20	Dee	Authorizes the study of a number of issues including bail, viz., (Item 107) whether bail bond agents should be under the DOI or the Bureau of Criminal Identification. Also review licensing surety collateralization when a bond is processed, when and how a penalty is paid, and other issues related to the industry. Enrolled 13MAR14
VA	S 501	Obenshain	Conditions of release on bond; no contact provision. Amends provision whereby a judicial officer can impose as a condition of release on bond for any felony or misdemeanor that the accused may not have contact with a household member for 72 hours by removing the time limitation. Enacted 31MAR14
VT	H 553	Wizowaty	Amends conditions that can be set at a bail hearing to: (1) limit the requirement of release to a responsible adult to those defendants under 18; and (2) require findings on the record why conditions that restrict otherwise legal behavior are necessary to assure appearance or protect the public. Introduced 07JAN14
VT	H 574	Wizowaty	Establishes a rebuttable presumption one charged

			with a crime shall be eligible for home detention while awaiting disposition of the charges if the accused is a custodial parent of a minor child. Introduced 09JAN14
VT	S 295	Fox	Pretrial Services, Risk Assessments, And Criminal Justice Programs, establishment of for defendants who warrant same Pretrial screening for defendant for substance abuse program. Enacted 17JUN14
VT	S 282	Sears	A condition of release that the defendant be released into the custody of a responsible adult only if the defendant is under 18 years of age. <i>Introduced 07JAN14</i>
WA	H 1171	Hurst	Prohibits release of defendants charged with a sex or violent offense without the payment of bail or from assignment to a pretrial release program. Enacted 17MAR14
WA	H 1098	Hope	Adopting certain unanimous recommendations of the bail practices work group. <i>Returned for Rules Committee for third reading 18FEB14</i>
WA	S 5452	Conway	If charged with stalking or related offense, a condition of bail may be no contact with victim. <i>Senate Rules "X" File 04FEB14</i>
WA	H 2256	Appleton	Prohibits general power of attorney provisions for agent in bail bond agreements. <i>Returned to Senate Rules Committee for third reading 13MAR14</i>
WA	S 6110	Erickson	Surety bonds [including bail] from authorized sureties [with at least an AM Best A- rating] shall be accepted & need no further justification. <i>Senate Rule Committee for Third Reading 13MAR14</i>
WV	H 2020	Ellem	Relates to conditions of bond for defendants in cases of crimes between family or household members generally; and setting forth certain specific statutory conditions in lieu of allowing the issuing authority to set conditions of bail. Judiciary Amended/subst 21JAN14
WV	H 2033	Manypenny	Requires an automatic home confinement sentence for certain nonviolent misdemeanors. Series of conditions and restrictions. Judiciary then Finance 13JAN14
WV	H 3070	Swartzmiller (Like S 200)	Relates to bail bond surcharge, deposited to the

			General County Revenue Fund, to be used to offset regional jail costs. To be paid by person/company/agency serving as surety. Judiciary then Finance 09JAN14
WV	H 4125	Manypenny	Fees on criminal bonds. <i>Introduced 14JAN14</i>
WV	H 4434	Barrett	Relates to bail agents in criminal cases. Defining terms; granting the Insurance Commissioner licensing/ regulatory authority; setting forth qualifications/ licensing requirements, C&P/ bonding requirements; requiring notice be given; 10% premium required (3% down OK); prohibiting certain persons from recommending specific bondsmen; increasing a monetary penalty; etc. <i>To House Judiciary 07FEB14</i>
WV	S 200	Kirkendoll (Like H 3070)	Relates to bail bond surcharge, deposited to the General County Revenue Fund, to be used to offset regional jail costs. To be paid by person/company/agency serving as surety. Allows collection of \$50 on each criminal case in which a surety is involved. <i>Judiciary, then Finance 08JAN14</i>
WV	S 307	Cann	Authorizing community corrections programs to operate pretrial release program. Enacted 1APR14
WV	S 462	Hall	Provides that the surety shall be relieved of acting collateral on the case(s) the bail piece was applied for. <i>Vetoed 31MAR14</i>
WV	S 464	Hall	Law enforcement officer prohibited from acting as bail agent for person in custody. Judiciary 03FEB14
WY	S 63	Hastert	Person accused of sexual assault may have as condition of bail a no contact order with victim. <i>To Government Organization 08JAN14</i>

Contributions to the 2014 Legislative Log are largely made by American Bail Coalition Surety & Fidelity Association.



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