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## 2013 Bail Bond Legislative Log

June 10, 2013

<u>State</u>	<u>Bill</u>	<u>Sponsor</u>	<u>Description</u>
AL	<a href="#">H 143</a>	Hill	Under existing law, a fee is imposed on every bond, and where multiple charges arise out of the same incident, the fee is assessed on only one charge. Under existing law, the fee must be collected within two business days, to be upped to 30 days under this bill & the judge may fine a person up to \$500 for fee default. The bond fee expires on September 30, 2015. This bill would repeal the expiration date. Amended/subst 20MAR13
AL	<a href="#">H 345</a>	England	Only employees, agents, or persons with a financial interest in the professional bail company who have made the certifications or are listed on the certifications provided by law may arrest a defendant on a certified copy of the undertaking. \$50 fee for each copy of undertaking. Introduced 26FEB13
AL	<a href="#">H 346</a>	England	Professional bail company to be authorized twice a year to be a surety on appearance bonds. This bill would provide a maximum amount of an appearance bond that a professional bail company may post per defendant. Introduced 26FEB13
AL	<a href="#">H 347</a>	England	Authorizes the revocation of a professional surety company or a professional bail company if specified acts are committed. Requires a professional bail company to notify the presiding judge and the district attorney's office in the counties where certified, in writing, if any person, with a financial interest in company is arrested for a felony or certain other criminal offenses. Introduced 26FEB13
AL	<a href="#">H 356</a>	Hill	Requires professional bondsmen to attend a 12-hour instructional course and pass an examination developed and administered by a statewide association representing persons in the bail bond business approved by the Association of Circuit Judges. Introduced 28FEB13
AL	<a href="#">S 248</a>	Keahy	Pretrial Diversion Programs, district attorneys and

			municipalities throughout the state without local act authorized to establish discretionary pretrial diversion programs, basic operating standards provided for, fees distrib., database of pretrial diversion offender by Office of Prosecution Services, required. Judiciary 28FEB13
AL	<a href="#">S 319</a>	Whatley	Requires professional bondsmen to attend a 12-hour instructional course and pass an examination and complete eight hours of continuing education each year. Provides fee structure for both. Passed Senate 02MAY13
AL	<a href="#">S 361</a>	Holley (Like 143)	Under existing law, a fee is imposed on every bond, and where multiple charges arise out of the same incident, the fee is assessed on only one charge. Under existing law, the fee must be collected within two business days, to be upped to 30 days under this bill & the judge may fine a person up to \$500 for fee default. The bond fee expires on September 30, 2015. <b>Enacted 08MAY13</b>
AR	H 1841	Wright	A \$20 fee for bail bond may be charged. <b>Enacted 16APR13</b>
AZ	<a href="#">H 2462</a>	Gowan	Restricts solicitation of bail in court house/jail. Jails to post/ rotate bail contact information. Jail shall accept secured bond from agency employee with proper ID. <b>Enacted 28MAR13</b>
AZ	<a href="#">H 2231</a>	Stevens	Conditions under which a surety can be relieved of liability. <b>Enacted 29APR13</b>
AZ	<a href="#">H 2463</a>	Gowan	Relieves surety of liability upon surrender, and/or if defendant is detained by another government agency. Passed House 28FEB13
AZ	<a href="#">H 2553</a>	Gowan	Changes to bail agent regs. Record to be kept for only one year vice three after bond exoneration. No requirement for refund of premium for defendant's return to custody for violation of judicially set conditions. Passed House 04MAR13
AZ	<a href="#">SCR1001</a>	Albeser	Repeals death penalty and ineligibility for bail for capital offenses. Rules & Judiciary 16JAN13
CA	<a href="#">A 2</a>	Morrell	Sex offender failing to register will service time in prison for that violation. Introduced 03DEC12
CA	<a href="#">S 210</a>	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. Judiciary 11FEB13
CA	<a href="#">A 723</a>	Quirk	(Post conviction bond) A person on post release supervision who has a revocation petition filed can

			file an application for bail with the superior court. Bail pending revocation of post release community supervision is within the sole discretion of the court. Bail application made pursuant to these provisions is to be governed by the procedures set forth in existing law for the taking of bail. Passed Assembly 30MAY13
CA	<a href="#">A 773</a>	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. Insurance 22FEB13
CA	<a href="#">A 805</a>	Jones-Sawyer	In setting, reducing, or denying bail, a judge or magistrate may consider the report prepared by an investigative staff. <i>Sent to governor 12JUN13</i>
CA	A 994	Lowenthal	Pretrial diversion programs. Bond exonerated when accused is accepted into program. Amended/subst 24MAY13
CA	<a href="#">A 986</a>	Bradford	Allows city jails to use flash incarceration after the manner of county jails. Discourages bail for flight risks. Introduced 22FEB13
CA	<a href="#">A 1118</a>	Hagman	Sets up statewide bail schedule. Amended/subst 24MAY13
CA	A 1119	Hagman	Pilot program for 3 yr post release project. Introduced 22FEB13
CA	<a href="#">A 1120</a>	Hagman	CA DOJ to compile publicly accessible list of felons OR'd. Amended/subst. 08APR13
CA	A 1293	Bloom	Amends several CA govt. codes. Allows court to charge \$65 to cover cost of reinstatement of a forfeited bond. Amended/subst. 23APR13
CA	<a href="#">S 57</a>	Lieu	Increases penalties for disabling GPS, from VOP to imprisonment. Passed Senate 28MAY13
CA	<a href="#">S 287</a>	Walters	Restricts post conviction community supervision for certain offenses, high risk sex offender. Introduced 14FEB13
CO	<a href="#">H 1129</a>	Petterson	Pretrial bill. Establishes evidence based practices unit in criminal justice division of public safety. Rules & Judiciary 18JAN13

CO	<a href="#">H 1156</a>	Levy	Two year pretrial diversion program upon successful completion of which charges are dropped. Passed House 05APR13
CO	<a href="#">H 1236</a>	Levy	Pretrial bill. Discourages use of monetary bail. <b>Enacted 06MAY13</b>
CO	<a href="#">H 1242</a>	Petterson	A person who commits the offense of violation of bail bond conditions is subject to mandatory incarceration. The offense also requires mandatory consecutive sentencing. This repeals the mandatory sentencing provisions but does not change the sentencing range. <b>Enacted 28MAY13</b>
CO	<a href="#">H 5116</a>	Davis	Increases the oversight authority of the Insurance Department and the Department of Emergency Services and Public Protection to regulate surety bail bond agents/ professional bondsmen and that any bond set by a court as a condition of release for a person charged with a family violence offense shall be paid in full and a promissory note shall not be accepted as an assurance. Public Safety & Security 09JAN13
CT	<a href="#">H 5633</a>	Butler	Provides for an inactive status for a surety agent's license and to exempt from examination and examination fee any surety agent who demonstrates that such agent has not executed any bonds in a given year. Insurance & Real Estate 24JAN13
CT	H 6699	Judiciary	Revises the pretrial drug education program. Judiciary 06MAY13
CT	H 6689	Judiciary	Conditions under which a surety is released if defendant absconds & under which a court can stay execution of forfeiture. Judiciary 06MAY13
CT	<a href="#">S 342</a>	Witkos	Extends a bail bond when proof has been provided to the court that the principal is incarcerated out of state and awaiting extradition. Judiciary 23JAN13
CT	<a href="#">S 746</a>	Stillman	To facilitate return of fugitive defendants after forfeiting a bond by requiring the bondsman, as a condition of being released from the terms of the bond, to reimburse the Division of Criminal Justice for the costs incurred in extraditing the defendant. Introduced 28JAN13
CT	<a href="#">S 825</a>	Public Safety & Security	Establishes requirements for professional bondsmen and enforcement agents and revocation of their licenses if a restraining or protective order has been issued against them, requires any badges of enforcement agents to be approved, requires annual firearms refresher training. <b>Enacted 06JUN13</b>

CT	<a href="#">S 871</a>	Judiciary	Probation officers may set bail in the course of serving arrest warrants for violation of probation. Judiciary Amended/subst. 02MAY13
CT	<a href="#">S 1122</a>	Judiciary	Requires the bondsman, surety bail bond agent or the insurer, as a condition of being released from the terms of the bond, to reimburse the Division of Criminal Justice for the costs in extraditing the defendant. Amended/subst. 24APR13
DE	H 36	Marshall	Constitutional amendment wherein pretrial release on bail may not be available for certain felony offenses in which the public remains at risk unless accused is detained. <i>Failed 13MAY13</i>
DE	<a href="#">H 39</a>	Keeley	Requires the defendant to refrain additional criminal offenses, & court to consider the safety of the victim and the community and certain objective factors about the crime and defendant's criminal history when determining the type and amount of bail. The Act creates a presumption in favor of cash bail whenever a person on probation or pre-trial release is alleged to have committed a violent felony. <b>Enacted 04JUN13</b>
DE	<a href="#">H 151</a>	Keeley	Revisions to the bail bond statutes to curb abuses. Under the statutes, the Insurance Department regulates surety and property agents. Requires agents to be DE residents, by having an office in DE. Restricts undercutting. Agents required to collect a minimum of 7% for surety and 20% for cash. Amended/subst 06JUNE13
FL	<a href="#">H 247</a>	Nelson (Like S 1352)	Electronic filing of bail forms, email addresses, etc. Government Ops subc. 07MAR13
FL	<a href="#">H 1372</a>	Bradley	Pretrial detention bill. Factors a judge might consider in ordering pretrial detention. Passed Senate 22APR13
FL	H 7017	Metz	Strikes a provision that if no date or an impossible date is provided in the bond for the defendant's appearance, the defendant must appear on the first day of the next term of court that will commence more than three days after the undertaking is given. <b>Enacted 17APR13</b>
FL	<a href="#">H 7031</a>	Harrell (Like S 1114)	Requires court to hold defendant subject to registration as sexual offender or sexual predator without bail until first appearance. To governor 02MAY13
FL	H 7035	Harrell	Requires court to hold defendant subject to registration as sexual offender or sexual predator without bail until first appearance. <b>Enacted 14JUN13</b>

FL	<a href="#">S 288</a>	Bradley	Cash bail can be used to pay cost/fines. (Does not apply to bail agents) Introduced 15JAN13
FL	<a href="#">S 746</a>	Stargel	Strikes a provision that if no date or an impossible date is provided in the bond for the defendant's appearance, the defendant must appear on the first day of the next term of court that will commence more than three days after the undertaking is given. Judiciary Appropriations subc on criminal and civil justice 14FEB13
FL	<a href="#">S 1114</a>	Altman (Like H 7931)	Court must determine in bail decision whether defendant must register as sex offender/predator and hold until first appearance. From Senate Judiciary 15APR13
FL	<a href="#">S 1352</a>	Ring (Like H247)	Electronic filing of bail forms, email addresses, etc. Introduced 05MAR13
GA	<a href="#">H 138</a>	Welch	Prohibition on using electronic benefits card for bail (among other things). Introduced 29JAN13
GA	<a href="#">H 145</a>	Weldon	Bonds; application and notice to appear for a show cause hearing. Introduced 29JAN13
GA	H 146	Weldon	Revise procedures concerning "good behavior bonds" required of certain persons who are deemed to be dangerous and procedures for arrest warrants for such persons. Revises the term of the bond. <b>Enacted 06MAY13</b>
GA	<a href="#">H 339</a>	Atwood (Like S86)	For violation of family violence order, defendant not to be released on bail before appearing before a judicial officer. Introduced 13FEB13
GA	<a href="#">H 392</a>	Allison	Cash bonds must be claimed one year after surety is released of liability or after disposition of case. Introduced 19FEB13
GA	<a href="#">H 510</a>	Talton	Relieves a surety from liability under certain circumstances, e.g. mental disability of defendant; defendant in other jurisdiction, etc. Introduced 01MAR13
GA	<a href="#">S 86</a>	Stone (Like H339)	For violation of family violence order, defendant not to be released on bail before appearing before a judicial officer. <b>Enacted 06MAY13</b>
GA	<a href="#">S 225</a>	Stone	Relieves a surety from liability under certain circumstances. <b>Enacted 07MAY13</b>
HI	<a href="#">H 952</a>	Souki	Established intake centers to evaluate adults for community corrections. Provide pretrial reports with consent of defendants which are not public records. Introduced 24JAN13
HI	<a href="#">S 1183</a>	Kim (Like H 952)	Established intake centers to evaluate adults for community corrections. Provide pretrial reports with consent of defendants which are not public records.

			<b>Enacted 30APR13</b>
IA	<a href="#">HSB 25</a>	Judiciary	House study bill relating to the forfeiture of bail. Court may set aside forfeiture judgment from 60 to 90 days. Judiciary 12JAN13
IA	<a href="#">H 112</a>	Judiciary	Relates to the forfeiture of bail in a criminal case. <b>Enacted 24APR13</b>
IA	S 382	Judiciary	For violation of protective and no contact orders, initial appearance required before bail authorized. Judiciary 11MAR13
ID	<a href="#">S 1016</a>	Judiciary & Rules	Amends existing law relating to producer licensing to remove language providing that an agent's license filed with the clerk of the District Court is deemed proof that such agent is licensed. <b>Enacted 07MAR13</b>
ID	<a href="#">S 1017</a>	Judiciary & Rules	Magistrate bill which impacts in bail during appeal, forfeitures, etc. <b>Enacted 07MAR13</b>
IN	<a href="#">H 1006</a>	Steuerwald	Changes to criminal code. Moves offenses to "Levels" as opposed to "Classes" <b>Enacted 06MAY13</b>
IN	<a href="#">H 1053</a>	Steuerwald	For sex offender no bail without no-contact order. <b>Enacted 09APR13</b>
IN	<a href="#">H 1321</a>	Lehman	DOI bill. Agent's license renewal reduced to \$100. Passed Senate 26APR13
IN	<a href="#">S 24</a>	Glick	County extradition/sheriff's assistance fund. Surrender fees to sheriff's fund. <b>Enacted 12APR13</b>
IN	SR 69	Rogers	Urges Legislative Council to study surety bail. <b>Enacted 22APR13</b>
KS	<a href="#">H 2070</a>	Judiciary	Sets down conditions for appearance bond. Recovery agents to inform police, carry ID and copy of undertaking. Judiciary 23JAN13
KS	<a href="#">H 2256</a>	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	<a href="#">S 16</a>	Judiciary	Mini RICO for criminal gangs. Minimum bail \$50,000. <b>Enacted 16APR13</b>
KS	<a href="#">S 26</a>	Financial Institutions & Insurance	Adds bail bond insurance to types of limited lines. Eliminates CE's for bail agents. Financial Institutions Amended 06FEB13
KS	<a href="#">S 58</a>	Judiciary	Minimum bail for cooking meth: \$50,000, cash or

			surety. <b>Enacted 05APR13</b>
KS	<a href="#">S 140</a>	Judiciary	Effect of immigration status on criminal appearance bonds. 06FEB13
KS	S 246	Ways&Means	Reconciliation bill containing ten percent deposit for certain defendants and OR for others. <b>Enacted 07JUN13</b>
LA	H 266	Thierry	Email can be used to send forfeiture notices. Administration of Justice 01APR13
LA	H 297	Johnson	Prohibits releases on OR under certain circumstances, e.g. rearrest or FTA. Passed House 13MAY13
LA	H 309	Kleckley	EM release work program by sheriff. Administration of Justice 08APR13
LA	H 367	Adams	Provides for establishment of local pretrial release programs. Administration of Justice 08APR13
LA	S 30	Morrell	Justice services commission to study and coordinate such services in Orleans parish. Judiciary B 19MAR13
LA	S 94	Nevers	Risk assessment tool for pretrial in 22 <sup>nd</sup> Judicial District. Judiciary B 27MAR13
LA	S 179	Claritor (Graymond Martin's bill)	No judge, attorney, or ministerial officer of the court can act as personal surety, nor receive compensation for same. Makes major changes in bail definitions, etc. Permanently deferred (dead) 07MAY13
LA	SR 111	Claritor	Proposes a comprehensive study bail laws and procedures and to make recommendations for modernization of bail practices. Introduced 15MA13
MA	H 1239	Cabral	If the justice of the superior court determines that the district court set a clearly excessive bail, he may order that the petitioner be released on bail on his personal recognizance without surety. He shall put his decision and the reasons for any reduction in writing. Introduced 17JAN13
MA	H 1303	Dykema	Permits the setting of both cash bail and pretrial conditions in domestic violence matters. Introduced 16JAN13
MA	H 1389	Hunt (Like H 1650)	Relates to \$10 increase in bail fee. Introduced 15JAN13
MA	H 1501	Markey	Requires only justices to conduct bail hearings on certain arrested persons with multiple pending felony charges. Introduced 15JAN13
MA	H 1502	Markey	Requires only a justice to remove a trial default warrant of a defendant who fails to appear at trial. Defendant who FTA's maybe required to pay court costs. Introduced 15JAN13
MA	H 1512	Murphy	If there exist a valid federal immigration detainer, such defendant can be held in state custody without

			bail. Introduced 17JAN13
MA	H 1650	Toomey (Like H 1389)	Relates to \$10 increase in bail fee. Introduced 16JAN13
MA	H 1689	Winslow	Requires judicial consideration of lawful alien status for bail. Introduced 18JAN13
MA	H 3288	Boldyga	No cash assistance can be used for bail (among other things). Introduced 18MAR13
MA	S 666	Creem	Relates to probation surrender and bail revocation. Introduced 18JAN13
MA	S 720	Donoghue	Relates to personal recognizance. Introduced 15JAN13
MA	S 756	Knapik	Relates to failing to appear. Introduced 16JAN13
MA	S 782	Rosenberg	Relates to conditions of release for persons admitted to bail. Introduced 17JAN13
MA	S 791	Spilka	Permits the setting of both cash bail and pretrial conditions in domestic violence matters. Introduced 14JAN13
MA	S 824	Timilty	Relates to bail review. Introduced 11JAN13
MA	S 825	Timilty	Relates to improvement of bail review process. Introduced 11JAN13
MD	<a href="#">H 153</a>	Anderson	Provides counsel for indigent at bail hearing. Such service terminates at end of hearing. Passed House 28FEB13
MD	<a href="#">H 777</a>	Kelly	Deals with cash bail. Passed House 19MAR13
MD	<a href="#">H 1109</a>	Carter	For persons held on no bail status and comprehensive risk assessment. Introduced 08FEB13
MD	<a href="#">H 1220</a>	Swain	Time frames for vacating unexecuted warrants for FTA. <b>Enacted 02MAY13</b>
MD	<a href="#">S 505</a>	Zirkin	Authorizes in circuit and District Court cash bail or cash bond to be posted by the defendant or by a certain private surety acting for the defendant, having a certificate of authority. <b>Enacted 16MAY13</b>
MD	<a href="#">S 720</a>	Ramirez	If defendant on bond taken in custody by feds on immigration matter, bond is void, & surety is free from liability. Introduced 01FEB13
ME	HP 1032	Dion	Implements certain recommendations of the Criminal Law Advisory Commission relative to the Maine Bail Code. Introduced 24APR13
ME	<a href="#">SP 99</a>	Gerzofsky	Improves the law regarding bail commissioners. Introduced 07FEB13
MI	<a href="#">H 4127</a>	Johnson	For one charged with an assaultive crime, court shall require cash bond or surety bond from other than defendant. <b>Enacted 11JUN13</b>
MN	<a href="#">HF 744</a>	Hilstrom	Conditions under which a forfeiture may be forgiven or penalty reduced. Introduced 20FEB13
MN	<a href="#">HF 1118</a>	Freiberg	Modifies requirements for surety bond security.

			<b>Enacted 24 MAY13</b>
MN	<a href="#">HF 1160</a>	Hilstrom	Creates fee for bond reinstatement of not less than \$100. Tabled in Senate 4/22/13
MN	<a href="#">SF 832</a>	Wiklund	Modifies requirements for surety bond security. Introduced. Introduced 28FEB13
MO	<a href="#">S 327</a>	Dixon	Defendants to be released on electronic monitoring if the county commission agrees to pay the cost of the monitoring. To governor 17MAY13
MO	<a href="#">S 448</a>	Schmitt	Circuit court of St. Louis to establish a special docket known as the "Armed Offender Docket" for the prosecution of certain weapons offenses. A thirty dollar surcharge shall be collected criminal cases assigned, which is to be used for the prosecution and pretrial supervision of such cases. Introduced 28FEB13
MO	<a href="#">S 482</a>	Nasheed	Mandates that St. Louis shall establish a special docket for the prosecution of offenses where the lead charge involves a weapon. Introduced 28FEB13
MS	<a href="#">H 714</a>	Rogers (Like S 2394)	Forfeiture judgment delivered by cert. mail or personal service. Execution of forfeiture judgment automatically stayed for 90 days. <b>Enacted 21MAR13</b>
MS	<a href="#">H 749</a>	Rogers (Like S 2677)	Applicants for soliciting bail agent & bail enforcement license after 01JUL13 to complete exam for limited lines of business. <b>Enacted 21MAR13</b>
MS	<a href="#">S 2384</a>	Lee (Like H 747)	Crimes with bail restrictions. Judiciary B 21JAN13
MT	<a href="#">S 110</a>	Brown	Funds for crime prevention programs. \$20 surcharge to defendant for bail forfeiture. Introduced 09JAN13
MT	S 357	Facey	CE requirements for prepaid insurers including surety bail bond producers. (5 units per biennium.) <b>Enacted 26APR13</b>
MT	S 400	Arntzen	Revision of bail bond laws. Requirements for recovery agent. Recovery agent must bear proof of undertaking. Requirement to alert local law enforcement. Amended/subst. 05APR13
MT	<a href="#">H 233</a>	Lavin	Sobriety monitoring certain second or subsequent offenses by allowing its use as a bail condition for any defendant charged with a crime that involved the abuse of alcohol or dangerous drugs as a contributing factor in the commission of the crime. <b>Enacted 26APR13</b>
NC	<a href="#">S 264</a>	Brown	Accused who uses place of business to sell controlled substances to be denied bail as a danger to community. Rec from Senate 09MAY13
NC	H 450	Starnes	Provides for bail procedure when confinement is

			imposed as punishment for criminal contempt. Passed House 15MAY13
NC	<a href="#">S 574</a>	Randleman	Appearance bond for a defendant charged with certain misdemeanors is only valid for 36 months. Reft to Com on Jud/Sub 08MAY13
NC	<a href="#">H 597</a>	Faircloth	Official credentials of an agent shall include an official shield and to provide for the design of the shield. Introduced 08APR13
NC	<a href="#">H 649</a>	Collins	Small group health insurance bill with an amendment to support court's repeal of last year's S 738 in which NCBAA was sole provider for education and CE courses. Insurance Amended 02MAY13
NC	<a href="#">H 757</a>	McNeill	Provides definition for personal relationship under the laws regarding bail and pretrial release for domestic violence offenses. Introduced 11APR13
NC	<a href="#">H 762</a>	Wray	Bond signed by a surety is equivalent of cash deposit. <b>Enacted 19JUN13</b>
NC	<a href="#">H 768</a>	Brandon	Eliminates unsecured appearance bond as a pretrial release condition. Reassigned to Judiciary 30APR13
NC	<a href="#">H 786</a>	Collins	Omnibus bill on impact of illegal immigration in NC. Re-ref Com on Finance 02MAY13
NH	<a href="#">H 209</a>	Lambert	Limits the authority of a judge to order relinquishment of firearms as a condition of bail.
NH	<a href="#">H 353</a>	Burrige	Changes to the licensing and regulation of private investigators, security guard services, and bail recovery agents by the commissioner of safety. Passed House Amended/subst. 02MAY13
NH	<a href="#">S 144</a>	Lasky	Provides for forfeiture of bail after default and permits the aggrieved party to contest the forfeiture. Introduced 03JAN13
ND	<a href="#">H 1076</a>	Judiciary (at the request of ND Supreme Court	Money deposited as bail is the defendant's property regardless of who deposits it. Third party is to be informed of such when bail is posted. Judiciary 08JAN12
NJ	<a href="#">A 474</a>	Albano	Adds death by boat or auto plus certain assaults to bail restricted crimes.
NJ	<a href="#">A 1674</a>	Johnson (Like S 733)	Adds crimes with bail restrictions. Introduced 10JAN12
NJ	<a href="#">A 1713</a>	Green	For second or subsequent offenses charged while pending trial, 50% or 100% cash bail. Introduced 10JAN12
NJ	<a href="#">A 1772</a>	Rudder (Like S 687)	No bail for illegal charged with crimes of the first or second degree or with two prior criminal convictions. Introduced 10JAN12
NJ	<a href="#">A 2254</a>	Watson	The Supreme Court may establish a Pretrial Release Program to be available to eligible defendants

			awaiting trial as an alternative to pretrial detention, release on recognizance, or release on full cash, surety bond or a bail bond. Introduced 02FEB12
NJ	<a href="#">A 2536</a>	Johnson, G	Bond can be forfeited only for the failure of a defendant to appear in court; cannot be forfeited for any other condition. The court may not assess or forfeit any money in the event a defendant is re-arrested for another offense while released on bail. Time certain schedule. Introduced 21FEB12
NJ	<a href="#">A 3056</a>	Burzichelli	Restricts bail for persons charged with violent crimes; establishes bail alternatives for non-violent offenders. Surety bond option removed for certain charges. Introduced 07JUN12
NJ	<a href="#">A 3057</a>	(Like S 2028)	Second/subsequent DUI criminalized. Bail may be set up to \$10,000. Judiciary 07JUN12
NJ	<a href="#">A 3352</a>	Huttle	Crime of human trafficking added to crimes with bail restrictions. <b>Enacted 06MAY13</b>
NJ	A 4060	Rumana	Expands list of crimes with bail restriction to include gun related crimes with mandatory minimum terms of imprisonment under "Graves Act." Law and Public Safety 06MAY13
NJ	<a href="#">A 3276</a>	Munoz	Bail for certain sex offenders might require EM. Judiciary 27SEP12
NJ	<a href="#">ARC 93</a>	Rudder	Proposes a constitution amendment whereby illegals charged with certain crimes are ineligible for bail. Introduced 10JAN12
NJ	<a href="#">ACR 153</a>	Simon (Like SCR 107)	Proposes constitutional amendment to provide that release on bail may be denied to certain offenders. From Judiciary 18JUN12
NJ	H 353	Burridge	Changes to the licensing and regulation of private investigators, security guard services, and bail recovery agents by the commissioner of safety.
NJ	<a href="#">S 380</a>	Simon (Like SCR 107)	Bail for certain sex offenders might require EM. Passed Senate to 04OCT12
NJ	<a href="#">S 560</a>	Madden ( Like A 474)	Bail restriction for death by auto or vessel and certain assaults. Introduced 10JAN12
NJ	<a href="#">S 678</a>	Addiego (Like A 1772)	No bail for illegal charged with crimes of the first or second degree or with two prior criminal convictions. Introduced 10JAN12
NJ	<a href="#">S 733</a>	Sarlo (Like A 1674)	Adds crimes with bail restrictions. (Text not yet available.) Introduced 10JAN12
NJ	<a href="#">S 1133</a>	Turner	Any bail paid by defendant charged with certain weapons offenses will be in the form of full cash. Introduced 23JAN12
NJ	<a href="#">S 1146</a>	Turner	Authorizes the court to issue restraining orders to

			defendants charged with a crime as a condition of release on bail. Introduced 23JAN12
NJ	<a href="#">S 2028</a>	Van Drew (Like A 3057)	Second/subsequent DUI criminalized. Bail may be set up to \$10,000. Judiciary 31MAY1
NJ	S 2224		Human trafficking added to crimes with bail restrictions. Judiciary 04OCT12
NJ	S 2239	Pou ( Like A 3352)	Human trafficking added to crimes with bail restrictions. <b>Enacted as A 3352 06May13</b>
NJ	S 2874	Lesniak (Like A 4252)	Pretrial bill. Establishes alternatives to monetary bail for certain offenders. Law andPublic Safety 17JUN13
NJ	<a href="#">SCR 107</a>	Norcross	Proposes constitutional amendment to provide that release on bail may be denied to certain offenders. Amended/subst. 04JUN12
NM	<a href="#">H 312</a>	Smith	Amends qualifications for licensing. Deals with premium rates. Introduced 24JAN13
NM	<a href="#">H 313</a>	Smith	Provides for qualifications of bail recovery agents. Introduced 24JAN13
NM	<a href="#">S 544</a>	Torraco	If OR will not assure appearance & public safety, a secured bond must be used. If ten percent deposit is used, it can be secured by an agent. Introduced 28JAN13
NV	<a href="#">A 54</a>	Judiciary	Raises fees. Bail bond fee from \$40 to \$50. <b>Enacted 03JUN13</b>
NV	S 243	Smith	DNA sample required as a condition of bail/OR. Introduced 12MAR13
NV	S 381	Brower	No use of benefit card for bail. Passed Senate to House HHS 23APR13
NY	<a href="#">A 541</a>	Pretlow	Extends the time for which a defendant may be held in custody for drug related offenses. Rules 09JAN13
NY	<a href="#">A 1439</a>	Zebrowski	Requires court review of domestic violence bail applications. Codes 09JAN13
NY	<a href="#">A 1809</a>	Tenney	Power of courts to deny orders of recognizance or bail where the defendant poses a risk to the community. Codes 09JAN13
NY	<a href="#">S 2024</a>	Stavisky	Requires court review of domestic violence bail applications. Codes 09JAN13
NY	<a href="#">A 2142</a>	Simotas	Detective Peter Figoski act of 2013 including the risk to public safety as a factor in bail determinations. Codes 10JAN13
NY	<a href="#">A 2510</a>	Clark	Persons arrested for domestic violence forfeit bail when violating an order of protection. Codes 17JAN13
NY	<a href="#">A 2802</a>	Wright	Provides bail for otherwise non bailable person if providing material assistance. Codes 18JAN13

NY	<a href="#">A 3050</a>	Reilich	Electronic benefit card cannot be used for bail bond (among a host of other things). Codes 23JAN13
NY	<a href="#">A 3399</a>	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. Codes 24JAN13
NY	<a href="#">S 3499</a>	Peoples-Stokes	Re domestic violence, conditions for release, a violation of which may result in forfeiture. Codes 28JAN13
NY	<a href="#">A 4018</a>	Gabryszak	Denial of bail of DUI in some instances. Codes 30JAN13
NY	A 6530	Schimminger	PI, bail recovery licenses. Codes 30APR13
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.” Introduced 30APR13
NY	A 7178	Lentol	Amends the criminal procedure law, in relation to the consideration of certain factors when determining recognizance or bail. Codes 06MAY13
NY	<a href="#">S 375</a>	Kennedy	Creates degrees of domestic violence crimes and diversion program for same. Prefiled 07DEC12
NY	<a href="#">S 506</a>	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.” Prefiled 11DEC12
NY	<a href="#">S 1797</a>	Espaillet	Establishes special gun court calendars for crimes committed while on bail for other offenses.
NY	<a href="#">S 2914</a>	Parker	Re domestic violence, conditions for release, a violation of which may result in forfeiture. Codes 25JAN13
NY	S 2024	Zeldin	Requires court review of domestic violence bail applications. Codes 09JAN13
NY	S 4000	Brown	Regards PI licenses, bail enforcement licenses, etc. Introduced 04MAR13
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. Introduced 08MAR13
OK	<a href="#">H 1085</a>	Grau	Defendant, when prescribed by judge, as condition of pretrial release, to consent to any monitoring or

			testing procedure, including GPS monitoring and urinalysis testing; defendant may be required to pay for such procedures. <b>Enacted 22APR13</b>
OK	<a href="#">H 1606</a>	Sears	Increases the agent's licensing from \$250 to \$350 and adds a penalty for failing to provide notice of changes in legal name, address, or e-mail address within five days of the change. Rules 06FEB13
OK	<a href="#">H 1941</a>	Bennett	Removing limitation on numbers of bond written. <b>Vetoed by governor 15APR13</b>
OK	<a href="#">H 2167</a>	EchProols	Modifying in what circumstances a bail bondsman's license can expire. <b>Enacted 24APR13</b>
OK	<a href="#">S 9</a>	Allen	Removes limits on number of bonds. <b>Vetoed by governor 15APR13</b>
OK	<a href="#">S 329</a>	Ballenger	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. Business and Commerce 05FEB13
OK	<a href="#">S 849</a>	Marlatt (Like H 2167)	Bail licensure bill, modifying some provisions and forfeiture procedure, clarifying surety agent appointment, etc. Passed Senate 13MAR13
OK	<a href="#">S 1013</a>	Shortey	Bail Enforcement and Licensing Act; modifying provisions relating to licensing and regulation. No break- victim impacting to dwellings allowed. <b>Enacted 31MAY13</b>
OK	<a href="#">S 1037</a>	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
OR	<a href="#">HB 2548</a>	Judiciary	Establishes commercial bail system. <i>Withdrawn by</i>

			<i>order of Speaker 08APR13</i>
PA	<a href="#">H 601</a>	Bishop	No bail if no conditions other than confinement will insure public safety. Judiciary 08FEB13
PA	<a href="#">S 149</a>	Greenleaf	Regulates bail bond enforcement agents; requiring licensure and registration; and providing for penalties. Judiciary 15JAN13
PA	<a href="#">S 192</a>	Stack	Regulates bail agents in a uniform manner similar to licensing insurers. Banking & Insurance 5SEPT12
RI	<a href="#">H 5164</a>	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	<a href="#">S 272</a>	Bates	Benefit card cannot be used for bail (and a host of other items, such as alcohol). Introduced 12FEB13
RI	<a href="#">H 5411</a>	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
SC	<a href="#">H 3075</a>	Rutherford	Person indicted for a bailable offense must have a bond hearing within 24 hours of arrest and be released within four hours of posting the bond.. Prefiled 11DEC12
SC	<a href="#">H 3135</a>	King	Provides for the regulation of professional bondsmen by the Department of Labor, Licensing, and Regulation. (Chapter 40 of Title 40). Prefiled 11DEC12
SC	<a href="#">H 3137</a>	King	Provides a bondsman or runner may assist another bondsman in the apprehension, arrest, and surrender of the defendant even if the assisting bondsman or runner is not employed or appointed by the bondsman who is surety for the defendant. Prefiled 11DEC12
SC	<a href="#">H 3138</a>	King	Revises educational requirements for agents. Prefiled 11DEC12
SC	<a href="#">H 3342</a>	Hart/King	Judge may not issue a bench warrant for FTA unless the solicitor or clerk has provided notice to attorney of record. <i>Vetoed 17JUN13</i>
SC	<a href="#">H 3316</a>	Hart	If defendant FTA's, state has a right to estreat 180 days post FTA. Introduced 15JAN13
SC	<a href="#">H 3396</a>	Rutherford	Person whose bond has been set by judge/magistrate to be released immediately upon payment of same. Introduced 23JAN13
SC	<a href="#">S 38</a>	Campsen	Conditions of release on bail. Person on bail charged with a violent offense to be denied bail. Court must consider source of funds if defendant skips. Prefiled

			13DEC12
SC	<a href="#">S 45</a>	Campsen	Defendant who commits certain serious crimes while on bail/OR pending trial to serve an extra five years in addition to principal offense. Prefiled 13DEC12
SC	S 463	Hayes	Requires applicants to for a professional bondsman, surety bondsman or a runner's license to provide the Department with business, email, mailing, and residential street addresses. The bondsman or runner must notify the Department within 30 days of any change in legal name or in any of these addresses. Passed Senate 23APR13
SD	<a href="#">H 1130</a>	Hickey	Keeps bail payment kiosks out of the state. Defines bail bonds. <b>Enacted 25MAR13</b>
TN	<a href="#">H 122</a>	Ragan (Like H 224 & S 30)	Food stamps cannot be used for bail bond. Introduced 04FEB13
TN	<a href="#">H 224</a>	Sparks (Like H 122 & S 30)	Food stamps cannot be used for bail bond. Introduced 04FEB13
TN	<a href="#">H 309</a>	Parkinson (Like S 695)	Counties and municipalities can change the conditions upon which defendants are released if the public safety requires such a change. Introduced 04FEB13
TN	<a href="#">H 351</a>	Cooper	Revises requirements for bond notices and premiums. Withdrawn 04FEB13
TN	<a href="#">H 410</a>	Alexander (Like S 248)	Defendant's unlawful presence in the United States and risk of flight to avoid immigration proceedings may be considered by a judge when determining the amount of bail. Introduced 04FEB13
TN	<a href="#">H 547</a>	Curtis (Like S 280)	Electronic benefits card cannot be used for bail. Introduced 04FEB13.
TN	<a href="#">H 714</a>	Hall (Like S 899)	Prohibits bounty hunters from wearing clothing that indicates they are associated with law enforcement; requires bounty hunters to wear identifying insignia. Introduced 04FEB13
TN	<a href="#">H 947</a>	Lynn	Requires agent to not have been convicted of two Class A or B misdemeanors or their equivalent within five years of applying for a license. <b>Enacted 16APR13</b>
TN	<a href="#">H 1023</a>	Dean (Like S 736)	Surety on bond to remain liable until court renders the defendant's sentence; authorizes sheriff to receive \$10.00 rather than \$5.00 to be paid on every bond upon disposition of the case; prohibits enforcement of forfeiture of bail until 30 days after its entry. From committee 11APR13
TN	<a href="#">HJR 98</a>	Cooper	Administrative office of the courts to study issues

			related to fees for unsecured bail bonds. Introduced 11FEB13
TN	<a href="#">S 30</a>	Campfield(Like H 122)	Food stamps cannot be used for bail bond. H & W 04FEB13
TN	<a href="#">S 280</a>	Ketron (Like H 547)	Electronic benefits card cannot be used for bail. H&W 04FEB13
TN	<a href="#">S 248</a>	Bowling (Like H 410)	Defendant's unlawful presence in the United States and risk of flight to avoid immigration proceedings may be considered by a judge when determining the amount of bail. Introduced 04FEB13
TN	<a href="#">S 695</a>	Tate (Like H 309)	Counties and municipalities can change the conditions upon which defendants are released if the public safety requires such a change. Introduced 04FEB13
TN	<a href="#">S 736</a>	Gardenhire (Like H 1023)	Requires surety to remain liable until court renders sentence; authorizes sheriff to receive \$10.00 rather than \$5.00 to be paid on every bail bond upon disposition of the case; prohibits enforcement of forfeiture of bail until 30 days after its entry. <b>Enacted 02MAY13</b>
TN	<a href="#">S 899</a>	Campfield (Like H 714)	Prohibits bounty hunters from wearing clothing that indicates they are associated with law enforcement; requires bounty hunters to wear identifying insignia. Introduced 04FEB13
TN	<a href="#">S 1339</a>	Bell	Requires agent to not have been convicted of two Class A or B misdemeanors or their equivalent within five years of applying for a license. <b>Enacted as HB947 16APR13</b>
TX	<a href="#">H 76</a>	Fletcher	Relating to the discharge of a surety's liability on a bail bond in a criminal case. Surety's liability can be terminated (1) if bond is over 5 years, and (2) if surety no longer wants to be on the bond. Prefiled 12NOV12
TX	<a href="#">H 1047</a>	Sheets	Premiums not included in determining an insurer's taxable premium receipts. Disclosure requirements. <b>Enacted 14JUN13</b>
TX	<a href="#">H 359</a>	Krause	Before being released on bond defendant's immigration status shall be verified by law enforcement within 48 hrs. Introduced 11FEB13
TX	<a href="#">H 1275</a>	Smith	Relates to certain fees associated with the installation and monitoring of an ethyl alcohol testing device as a condition of bond. Introduced 13FEB13
TX	<a href="#">H 1462</a>	Moody	Bail may be withheld if defendant is deemed to have approached a protected person with intent to harm. Introduced 29FEB13
TX	<a href="#">H 1562</a>	Harless	Notice must be provided by the clerk (via certified

			mail) when a bail bond surety is in default to the last known address of surety. <b>Enacted 14JUN13</b>
TX	<a href="#">H 1631</a>	Fletcher	In considering a final forfeiture judgment, the purpose of bail is to secure the appearance of the defendant in court. Introduced 21FEB13
TX	<a href="#">H 2187</a>	Krause	Within 48 hours of arrest, before release on bond, agency shall establish immigration status. Introduced 04MAR13
TX	<a href="#">H 2280</a>	Phillips	Cannot be compensated for bonding business if within the last 10 years, convicted of a felony or serious misdemeanor. From Licensing & Admin. Procedures 02APR13
TX	H 2302	Hunter	Electronic filing of court documents and fees, including bail bonds. <b>Enacted 14JUN13</b>
TX	<a href="#">H 2405</a>	Wu	Mandates a county commission to show savings in detention costs from cit/release vice arrest of certain misdemeanors. County has to justify non participation in program. County Affairs 03MAR13
TX	<a href="#">H 2733</a>	White	Includes denial of bail for violent juveniles. Introduced 04MAR13
TX	<a href="#">HJR 39</a>	Burkett	Proposing a constitutional amendment denying bail to certain persons charged with a violent or after having been previously convicted of a violent or sexual offense. Prefiled 12NOV12
TX	<a href="#">HJR 51</a>	Murphy	No bail for illegal arrested for felony. Prefiled 06DEC12
TX	<a href="#">S 669</a>	Whitmire	Relates to the way a bond or personal bond is forfeited and circumstances under which a final judgment of forfeiture may be reformed. Introduced 19FEB13
TX	<a href="#">S 687</a>	Huffman (Like H 1275)	Relates to certain fees associated with the installation and monitoring of an ethyl alcohol testing device as a condition of bond. Defendant might have to pay up to \$10 per month. Introduced 20FEB13
TX	<a href="#">S 876</a>	Patrick	Surety on a bond is discharged under certain conditions, e.g. 5 years since defendant's last appearance, surety wants off the bond, etc. From committee 16APR13
TX	<a href="#">S 975</a>	West	Liability on bail bond for surety ceases if principal is placed in a pretrial diversion program. Introduced 28FEB13
TX	S 1192	Davies	Victim has the right for the magistrate take the safety of the victim or his family into consideration in fixing the amount of bail. <b>To governor 26MAY13</b>
TX	<a href="#">S 1397</a>	Estes	New provisions re premiums, e.g., surety company not required to maintain an unearned premium

			reserve for a bond, etc.
UT	<a href="#">H 301</a>	Redd	Amendments to Bail Bond Recovery Licensure Board. <b>Enacted 22MAR13</b>
UT	<a href="#">H 386</a>	Oda	Amendments to bounty hunter licensing. Authority to review and approve applications resides in the Bureau of Criminal Identification. Bureau to gather information on fugitives. <b>Enacted 01APR13</b>
UT	<a href="#">S 156</a>	Adams	Person arrested for violation of jail release agreement to be denied bail. <b>Enacted 27MAR13</b>
UT	<a href="#">S 204</a>	Hillyard	Judiciary amendments bill which has bail restrictions for domestic violence. <b>Enacted 27MAR13</b>
VA	<a href="#">H 1746</a>	Gilbert	Sentencing guidelines/felony definition..Contains provision of presumption against bail for illegal. <b>Enacted 16MAR13</b>
VA	<a href="#">H 2294</a>	Wilt	Felony for bail agent to comment sexual act with client. <b>Enacted 16MAR13</b>
VA	<a href="#">S 520</a>	Wagner	Concerning public adjusters for P&C license. Impacts bail agents' licensing. Introduced 11JAN13
VA	<a href="#">S 847</a>	Stuart	Fingerprints, photos may be required as a condition of bail. <b>Enacted 20MAR13</b>
VA	<a href="#">S 1118</a>	McDougal	Court may stay execution of bond for good reason if appealed. Must be done before defendant is released. <b>Enacted 16MAR13</b>
VT	<a href="#">H 78</a>	Fagan	Bail conditions, possession of dangerous weapon. Introduced 24JAN13
VT	H 530	Appropriations	Corrections oversight committee to study alternatives to incarceration for those charged with low level non-violent offenses. <b>Enacted 28MAY13</b>
WA	<a href="#">H 1098</a>	Hope	Adopting certain unanimous recommendations of the bail practices work group. Introduced 16JAN13
WA	<a href="#">H 1171</a>	Hurst	Prohibits of defendants charged with a sex or violent offense without the payment of bail. Introduced 17JAN13
WA	<a href="#">H 1383</a>	Goodman	If charged with stalking or related offense, a condition of bail may be no contact with victim. <b>Enacted 27APR13</b>
WA	<a href="#">S 5452</a>	Conway	If charged with stalking or related offense, a condition of bail may be no contact with victim. Amended/subst. 21FEB13
WI	<a href="#">AB 40</a>		Budge Bill – Includes pilot program for commercial bail in five counties. <i>Bail Provision Vetoed 30JUN13</i>
WV	<a href="#">H 2020</a>	Ellem	Relates to conditions of bond in crimes between family or household members; sets forth specific statutory conditions in lieu of issuing authority to set conditions of bail. Introduced 13FEB13
WV	<a href="#">H 2723</a>	Faircloth	Agent to collect from defendant a 5% surcharge per

			bond for deposit in special fund to benefit jails and law enforcement. Introduced 25FEB13
WV	<a href="#">H 2726</a>	ThompsonSpeaker (aspects similar to S 371)	Criminal justice bill, part of which requires the Regional Jail Authority to utilize a standardized pretrial risk screening instrument adopted by the Supreme Court of Appeals. Introduced 26FEB13
WV	H 3070	Swartzmiller	Bail surcharge to offset cost of regional jail. Introduced 22MAR13
WV	<a href="#">S 371</a>	Kessler, Senate president (provision similar to H 2726)	Corrections overcrowding bill, part of which requires the Regional Jail Authority to utilize a standardized pretrial risk screening instrument adopted by the Supreme Court of Appeals. Judiciary 22MAR13
WV	<a href="#">S 547</a>	Barnes (Like S 550)	Bail bond surcharge (raised from \$1 to \$51) to offset cost of regional jail. Judiciary, Finance 15MAR13
WV	<a href="#">S 550</a>	Kirkendoll (Like S 547)	Bail bond surcharge (raised from \$1 to \$51) to offset cost of regional jail. Judiciary 14MAR13
WV	SCR 73	Snyder	Joint committee on government organization and finance to study the regulation of bail bond industry. GO 13APR13

Contributions to the 2013 Legislative Log are largely made by Dennis Bartlett, American Bail Coalition and Edward Gallagher, Surety & Fidelity Association.



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