

FIRST REGULAR SESSION

HOUSE BILL NO. 917

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WEST.

2104H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 374.702, RSMo, and to enact in lieu thereof one new section relating to bail bond agents, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 374.702, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 374.702, to read as follows:

374.702. 1. No person shall engage in the bail bond business as a bail bond agent or a general bail bond agent without being licensed as provided in sections 374.695 to 374.775.

2. No judge, attorney, court official, **or** law enforcement officer~~[-state, county, or municipal employee who is either elected or appointed]~~ shall be licensed as a bail bond agent or a general bail bond agent.

3. A licensed bail bond agent shall not execute or issue an appearance bond in this state without holding a valid appointment from a general bail bond agent and without attaching to the appearance bond an executed and prenumbered power of attorney referencing the general bail bond agent or insurer.

4. A person licensed as an active bail bond agent shall hold the license for at least two years prior to owning or being an officer of a licensed general bail bond agent.

5. A general bail bond agent shall not engage in the bail bond business:

(1) Without having been licensed as a general bail bond agent pursuant to sections 374.695 to 374.775; or

(2) Except through an agent licensed as a bail bond agent pursuant to sections 374.695 to 374.775.

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 6. A general bail bond agent shall not permit any unlicensed person to solicit or
18 engage in the bail bond business on the general bail bond agent's behalf, except for
19 individuals who are employed solely for the performance of clerical, stenographic,
20 investigative, or other administrative duties which do not require a license pursuant to
21 sections 374.695 to 374.789.

22 7. Any person who is convicted of a violation of this section is guilty of a class A
23 misdemeanor. For any subsequent convictions, a person who is convicted of a violation of
24 this section is guilty of a class E felony.

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