

ALABAMA PROFESSIONAL BAIL BONDING BOARD
ADMINISTRATIVE CODECHAPTER 153-X-5
LICENSE DENIAL/REVOCATION - BONDSMAN/RECOVERY AGENT

TABLE OF CONTENTS

153-X-5-.01	License Denial/Revocation - Bondsman/ Recovery Agent
153-X-5-.02	License Denial/Revocation - Professional Bail Company/Professional Surety Company
153-X-5-.01	<u>License Denial/Revocation - Bondsman/Recovery Agent.</u>

(1) A license to a professional bail bondsman, professional surety, or recovery agent, shall not be issued or renewed to any individual, and may be revoked, if that individual:

(a) Has been convicted of a felony or any offense involving moral turpitude, as determined by the Alabama Professional Bail Bonding Board.

(b) Is regularly, temporarily, or frequently employed by:

1. A court of law; or
2. As an employee authorized to approve bail; or
3. A public law enforcement agency.

(c) Is an attorney holding an active license by the State of Alabama.

(d) Is found by the Board upon a complaint being filed to be incompetent, untrustworthy, financially irresponsible, or of doubtful personal and business reputation.

(e) Is a person whose license has been previously revoked unless approved by the Board.

(f) Is found to have offered or received sexual contact, sexual favors, or sexual congress in any form in exchange for the issuance of a bond or while the bond or bondman's process is in effect.

(g) Knowingly and willfully submits a material misstatement or misrepresentation in an application for license.

(h) Commits any act during which would have been cause for refusal to issue a license had it been known to the Board at the time of issuance.

(i) Violates any part of the Alabama Bail Bond Regulatory Act, Chapter 13 of Title 15, Code of Ala. 1975.

(2) Any licensee having knowledge that another licensee has committed a violation of these rules, any statute regulating bail bonds, professional bail bondsmen, professional sureties, recovery agent, professional bail bond or professional surety companies, that a licensee has been convicted of a felony or other offenses which would disqualify the licensee from holding such license, shall promptly, within fourteen (14) calendar days of the discovery of such information, notify the Board in writing.

Author: Alabama Professional Bail Bonding Board

Statutory Authority: Code of Ala. 1975, §15-13-215.

History: New Rule: Published June 30, 2020; effective August 14, 2020; operative upon approval by Joint Committee on November 10, 2020. **Amended:** Published September 30, 2022; effective November 14, 2022.

153-X-5-.02

License Denial/Revocation - Professional Bail Company/Professional Surety Company.

(1) A license to a professional bail company and/or professional surety company shall not be issued or renewed to any company, and may be revoked, if that company:

(a) Continues to employ individuals who have been convicted of a felony or any offense involving moral turpitude, as determined by the Alabama Professional Bail Bonding Board.

(b) Employs individuals who are also regularly, temporarily or frequently employed by:

1. A court of law; or
2. As an employee authorized to approve bail; or
3. A public law enforcement agency.

(c) Employs an individual who has had their license revoked or suspended by the Board.

(d) Is owned or operated, in whole or in part, by an individual who has been found by the Board upon a complaint being filed to be incompetent, untrustworthy, financially irresponsible, or of doubtful personal and business reputation.

(e) Employs a person whose license has been previously revoked, unless approved by the Board.

(f) Is owned or operated, in whole or in part, by an individual who has been found to have offered or received sexual contact, sexual favors, or sexual congress in any form in exchange for the issuance of a bond or while the bond or bondman's process is in effect.

(g) Knowingly and willfully submits a material misstatement or misrepresentation in in an application for license.

(h) Commits any act during which would have been cause for refusal to issue a license had it been known to the Board at the time of issuance.

(i) Violates any part of the Alabama Bail Bond Regulatory Act, Chapter 13 or Title 15 Code of Ala. 1975.

(j) Any licensee having knowledge that another licensee has committed a violation of these rules, any statute regulation bail bonds, professional bail bondsmen, professional sureties, recovery agent, professional bail bond or professional surety companies, that a licensee has been convicted of a felony or other offenses which would disqualify the licensee from holding such license, shall promptly, within fourteen (14) calendar days of the discovery of such information, notify the Board in writing.

Author: Alabama Professional Bail Bonding Board

Statutory Authority: Code of Ala. 1975, §15-13-215.

History: New Rule: Published September 30, 2022; effective November 14, 2022.