



**OKLAHOMA INSURANCE DEPARTMENT
STATE OF OKLAHOMA**

BULLETIN NO. BB 2013-01

TO: ALL BAIL BONDSMEN LICENSED IN THE STATE OF OKLAHOMA;
ALL INSURANCE COMPANIES LICENSED TO ACT AS BAIL SURETY IN
THE STATE OF OKLAHOMA

RE: PERSONS OR CLASSES PROHIBITED FROM BEING BAIL BONDSMEN
OR RECEIVING THE DIRECT OR INDIRECT BENEFIT FROM THE
EXECUTION OF A BAIL BOND

FROM: OKLAHOMA INSURANCE DEPARTMENT

DATE: MARCH 26, 2013

Title 59, Section 1315 prohibits the following persons or classes from holding a bail bondsman license or from receiving the direct or indirect benefit from the execution of a bail bond:

1. Persons convicted of, or who have pled guilty or nolo contendere to, any felony or to a misdemeanor involving dishonesty or moral turpitude;
2. Jailers;
3. Police officers;
4. Committing judges;
5. Municipal or district court judges;
6. Prisoners;
7. Sheriffs, deputy sheriffs and any person having the power to arrest or having anything to do with the control of federal, state, county or municipal prisoners;

8. Any person who possesses a permit pursuant to the provisions of Section 163.11 of Title 37 of the Oklahoma Statutes or is an officer, director or stockholder of any corporation holding such a permit;
9. Any person who is an agent or owner of any establishment at which low-point beer as defined by Section 163.2 of Title 37 of the Oklahoma Statutes is sold for on-premises consumption;
10. Any person who holds any license provided for in Section 518 of Title 37 of the Oklahoma Statutes or is an agent or officer of any such licensee, except for an individual holding an employee license pursuant to paragraph 20 of subsection A of Section 518 of Title 37 of the Oklahoma Statutes;
11. Any person who holds any license or permit from any city, town, county, or other governmental subdivision for the operation of any private club at which alcoholic beverages are consumed or provided; and
12. Any person or agent of a retail liquor package store.

The Oklahoma Insurance Department investigates all alleged violations of the Bail Bond Act, and any bondsman or surety company found to be in violation may be subject to the penalties set out in 59 O.S. §§ 1310(A) and (B). What constitutes a “direct or indirect benefit from the execution of a bail bond” is a question of fact to be determined in each instance. It is likely, however, that any person employed by a bail bondsman, who is paid from funds received by the bondsman as premium, would be receiving a benefit from the execution of a bail bond.

If you have any concerns or wish to receive clarification on this or any other provision of the Bail Bond Act, Insurance Department personnel will gladly assist you.

QUESTIONS

Questions applicable to this bulletin should be submitted in written form to Buddy Combs (william.combs@oid.ok.gov) or Anna Denman (anna.denman@oid.ok.gov), Oklahoma Insurance Department, 3625 NW 56th Street, Suite 100, Oklahoma City, OK 73112.

The Oklahoma Insurance Department encourages readers of this bulletin to periodically check the Department’s web site <http://www.ok.gov/oid> for news and updates to bulletins and other relevant material.