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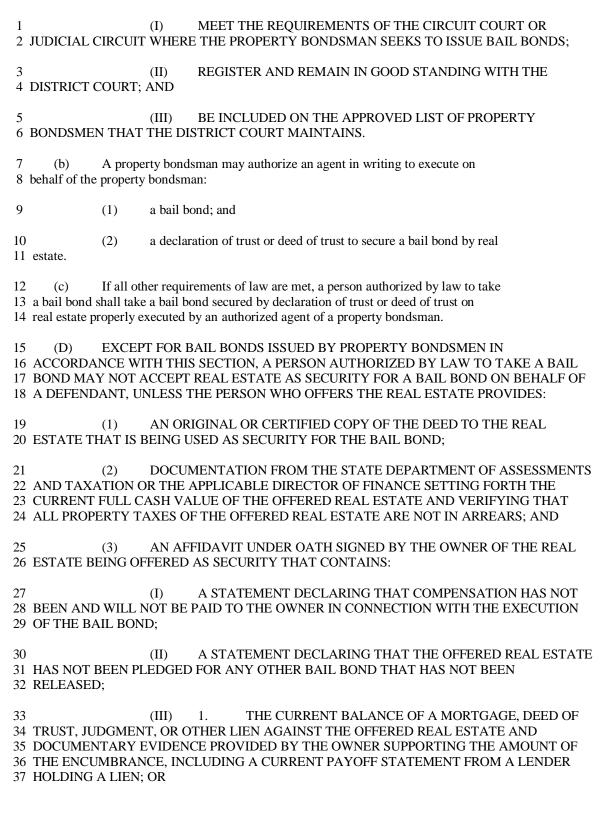
28 BONDSMAN SHALL:

2001 Regular Session 1lr2121

By: Delegates Dembrow and K. Kelly Introduced and read first time: February 8, 2001 Assigned to: Judiciary A BILL ENTITLED 1 AN ACT concerning 2 **Property Bondsmen - Registration** 3 FOR the purpose of requiring a property bondsman, for purposes of issuing bail bonds, to meet certain requirements, register and remain in good standing with 4 5 the District Court, and be included on a certain list; prohibiting a court clerk or 6 commissioner from accepting real estate as security for a bail bond unless the person offering the real estate provides certain documents; specifying the 7 8 contents of certain documents; requiring the person who takes a certain bond to 9 promptly record a certain document; making it a misdemeanor to act as a property bondsman unless certain conditions are met; providing a certain 10 penalty; defining a certain term; and generally relating to property bondsmen. 11 12 BY repealing and reenacting, with amendments, Article - Criminal Procedure 13 14 Section 5-209 15 Annotated Code of Maryland 16 (As enacted by Chapter (S.B. 1) of the Acts of the General Assembly of 2001) 17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 18 MARYLAND, That the Laws of Maryland read as follows: 19 **Article - Criminal Procedure** 20 5-209. (a) In this section, "property bondsman" means a person other than a 21 (1) 22 defendant who: 23 (I) FOR COMPENSATION, executes a bail bond secured by real 24 estate in the State: OR EXECUTES IN 1 CALENDAR YEAR AT LEAST 3 BAIL BONDS 25 26 SECURED BY REAL ESTATE IN THE STATE.

TO ISSUE BAIL BONDS IN THE DISTRICT COURT, A PROPERTY

HOUSE BILL 701



HOUSE BILL 701

- 1 2. IN BOLD AND CAPITALIZED PRINT, A STATEMENT
- 2 INITIALED BY THE OWNER DECLARING THAT THERE IS NO MORTGAGE, DEED OF
- 3 TRUST, JUDGMENT, OR OTHER LIEN AGAINST THE OFFERED REAL ESTATE; AND
- 4 (IV) AN ACKNOWLEDGMENT THAT A PERSON WHO VIOLATES THIS
- 5 SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE
- 6 NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.
- 7 (E) THE PERSON WHO ACCEPTS A BAIL BOND SECURED BY REAL ESTATE
- 8 SHALL PROMPTLY RECORD THE DECLARATION OF TRUST OF REAL ESTATE AMONG
- 9 THE LAND RECORDS OF THE COUNTY IN WHICH THE REAL ESTATE IS LOCATED.
- 10 (F) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
- 11 AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR
- 12 IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.
- 13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 14 October 1, 2001.