
By: **Delegates Zirkin, Goodwin, McConkey, Parker, and ~~Sophocleus~~
Sophocleus, and Impallaria**

Introduced and read first time: February 8, 2006
Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 20, 2006

CHAPTER _____

1 AN ACT concerning

2 **Surety Insurance - Failure to Pay Bail Bond Judgment - Penalties**

3 FOR the purpose of providing that a certain surety insurer that is removed by the
4 District Court from a certain list due to failure to timely resolve or satisfy
5 certain bail bond forfeitures shall be subject to certain penalties; requiring the
6 District Court clerk to notify the Maryland Insurance Commissioner of the name
7 of a certain surety insurer and a certain bond forfeiture at a certain time; and
8 generally relating to failure of a surety insurer to pay bail bond judgments.

9 BY adding to
10 Article - Insurance
11 Section 21-103
12 Annotated Code of Maryland
13 (2002 Replacement Volume and 2005 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Insurance**

17 21-103.

18 (A) A SURETY INSURER THAT IS REMOVED BY THE DISTRICT COURT FROM
19 THE LIST OF SURETY INSURERS ELIGIBLE TO POST BONDS ~~IN THE STATE~~ WITH THE
20 COURT BECAUSE THAT SURETY INSURER FAILED TO TIMELY RESOLVE OR SATISFY
21 ONE OR MORE BAIL BOND FORFEITURES APPEARING ON THE DISTRICT COURT'S

1 ~~QUARTERLY~~ LIST OF ABSOLUTE BOND FORFEITURES IN DEFAULT SHALL BE
2 SUBJECT TO:

3 (1) ~~A FINE IMPOSED BY THE COMMISSIONER OF NOT LESS THAN \$5,000~~
4 ~~AND NOT EXCEEDING \$10,000 PER UNSATISFIED BOND FORFEITURE; AND~~

5 (2) ~~SUSPENSION OR REVOCATION OF THE SURETY INSURER'S~~
6 ~~CERTIFICATE OF AUTHORITY THE PENALTIES UNDER § 4-113 OF THIS ARTICLE.~~

7 (B) WITHIN ~~7~~ 14 DAYS AFTER THE FAILURE OF A SURETY INSURER TO
8 RESOLVE OR SATISFY ALL BOND FORFEITURES IN DEFAULT BY THE DISTRICT
9 COURT'S DEADLINE, THE DISTRICT COURT CLERK SHALL NOTIFY THE
10 COMMISSIONER, IN WRITING, OF THE NAME OF THAT SURETY INSURER AND EACH
11 BOND FORFEITURE THAT WAS NOT RESOLVED OR SATISFIED BY THE DISTRICT
12 COURT DEADLINE.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2006.