

By: Representative Rogers (61st)

To: Judiciary B

HOUSE BILL NO. 870

1 AN ACT TO AMEND SECTION 99-5-19, MISSISSIPPI CODE OF 1972, TO
2 REVISE PROVISION REGARDING PERSONS TAKING INSUFFICIENT BAIL BONDS
3 OR NEGLECTING TO TAKE BAIL BONDS; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 99-5-19, Mississippi Code of 1972, is
6 amended as follows:

7 99-5-19. If any person, except a properly authorized judge,
8 authorized to release a criminal defendant neglects to take a bail
9 bond, or if the bail bond from any cause is insufficient at the
10 time he took and approved the same, on exceptions taken and filed
11 before the close of the next term, after the same should have been
12 returned, and upon reasonable notice thereof to the person, he
13 shall stand as special bail, and judgment shall be rendered
14 against him as such, except when bond is tendered by a fidelity or
15 insurance company or professional bail agent or its bail agent
16 authorized by Mississippi state license to act as bail surety.
17 The person taking and approving a bail bond from a fidelity or
18 insurance company or professional bail agent or its bail agent
19 with a valid Mississippi state license shall bear no financial
20 liability on the bail bond in the event of a bail bond forfeiture
21 or default.

22 **SECTION 2.** This act shall take effect and be in force from
23 and after July 1, 2004.