

By: Representative Rogers (61st)

To: Judiciary B

HOUSE BILL NO. 891

1 AN ACT TO AMEND SECTION 99-5-1, MISSISSIPPI CODE OF 1972, TO
2 REVISE REQUIREMENTS REGARDING THE FORM OF BAIL; AND FOR RELATED
3 PURPOSES.

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

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

7 99-5-1. Bail may be taken in the following form, viz.:

8 "State of Mississippi,

9 _____ County.

10 We _____, principal, and _____ and
11 _____, sureties, agree to pay the State of Mississippi
12 _____ Dollars, unless the said _____ shall
13 appear at the next term of the circuit court of _____
14 county, and there remain from day to day and term to term until
15 discharged by law, to answer a charge of _____.

16 Signed _____
17 _____

18 Approved _____

19 _____"

20 * * *

21 When a bond is taken from a professional bail agent, the
22 following must be preprinted or stamped clearly and legibly on the
23 bond form; full name of the professional bail agent, Department of
24 Insurance license number, full and correct legal address of the
25 professional bail agent, complete phone number of the professional
26 bail agent. In addition, if the bond is posted by a limited
27 surety professional bail agent, the name of the insurer, the legal

28 address of the insurer on file with the department and phone
29 number of the insurer must be preprinted or stamped, and a true
30 and correct copy of an individual's power of attorney authorizing
31 the agent to post such bond shall be attached.

32 If the bond is taken from a soliciting bail agent, the full
33 name of the soliciting bail agent and the license number of such
34 agent must be preprinted or stamped clearly and legibly along with
35 all information required for a professional bail agent and a true
36 and correct copy of an individual's power of attorney authorizing
37 such soliciting bail agent to sign the name of the professional
38 bail agent.

39 Any professional bail agent and/or soliciting bail agents who
40 issue a bail bond that does not contain this required information
41 shall have their license permanently revoked.

42 **SECTION 2.** This act shall take effect and be in force from
43 and after July 1, 2006.