

By: Representative Rogers

To: Judiciary B

HOUSE BILL NO. 970

1 AN ACT TO AMEND SECTION 99-5-19, MISSISSIPPI CODE OF 1972, TO
2 REVISE PROVISIONS 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 sheriff, chief of police or any other person
8 authorized to release a criminal defendant, except a properly
9 authorized judge in open court, neglects to take a bail bond, or
10 if the bail bond from any cause is insufficient at the time he
11 took and approved the same, on exceptions taken and filed before
12 the close of the next term, after the same should have been
13 returned, and upon reasonable notice thereof to the sheriff, chief
14 of police or other person, he shall stand as special bail, and
15 judgment shall be rendered against him as such, except when bond
16 is tendered by a fidelity or insurance company or professional
17 bail agent or its bail agent authorized by Mississippi state
18 license to act as bail surety. The sheriff, chief of police or
19 other person, taking and approving a bail bond from a fidelity or
20 insurance company or professional bail agent or its bail agent
21 with a valid Mississippi state license shall bear no financial
22 liability on the bail bond in the event of a bail bond forfeiture
23 or default.

24 SECTION 2. This act shall take effect and be in force from
25 and after July 1, 2001.

