

STATE OF CONNECTICUT
REGULATION

OF

NAME OF AGENCY

INSURANCE DEPARTMENT

Concerning

SUBJECT MATTER OF REGULATION

REQUIREMENTS FOR BAIL BOND LICENSEES

SECTION 1,2

Section 1. Section 38a-660-1 of the Regulations of Connecticut State Agencies is amended to read as follows:

§ 38a-660-1. Definitions

As used in sections 38a-660-1 to 38a-660-7, inclusive:

(1) "Commissioner" means the Insurance Commissioner;

[(2) "Disqualifying offense" means: disqualifying offense as defined in subsection (a) of section 38a-660 of the general statutes;]

[(3)] (2) "Education certificate" means the certificate from the educational facility authorized by the commissioner to conduct the Surety Bail Bond Agent prelicensing course evidencing satisfactory completion of such course;

[(4)] (3) "Felony" means felony as defined in subsection (a) of section 53a-25 of the general statutes;

[(5)] (4) "Individual producer application" means application form INS-301 of the State of Connecticut Insurance Department;

[(6)] (5) "Insurer" means any domestic, foreign or alien insurance company which has qualified generally to transact surety business in this state under the requirements of chapter 698 of the general statutes and specifically to transact bail bond business in this state;

[(7)] (6) "Misdemeanor" means misdemeanor as defined in subsection (a) of section 53a-26 of the general statutes;

[(8)] (7) "Passing grade score report" means the report provided by the testing service authorized by the Commissioner to test licensing applicants evidencing the grade score achieved on the Surety Bail Bond Agent licensing examination;

[(9)] (8) "Solicit" means solicit as defined in subsection (a)(5) of section 38a-660 of the general statutes;

[(10)] (9) "Surety bail bond agent" means surety bail bond agent as defined in subsection (a)(3) of section 38a-660 of the general statutes.

Section 2. Section 38a-660-6 of the Regulations of Connecticut State Agencies is amended to read as follows:

§ 38a-660-6. Disqualification

(a) Any person who has been convicted of a felony shall not qualify for a bail bond agent's license. [Such disqualification shall not apply if at least ten years have passed since the date of the applicant's conviction, release from imprisonment, or release from parole or probation, whichever is later.]

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SECTION 3, 4

(b) Any person who has been convicted of a misdemeanor [involving dishonesty or misappropriation of money or property] UNDER SECTION 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-173, 53a-175, 53a-176, 53a-178 OR 53a-181d OF THE GENERAL STATUTES shall not qualify for a surety bail bond agent license. [Such disqualification shall not apply if at least five years has passed since the date of the applicant's conviction, release from imprisonment, or release from parole or probation, whichever is later.]

(c) The surety bail bond agent license of any person shall be automatically canceled upon conviction of a felony or any misdemeanor [involving dishonesty or misappropriation of money or property] UNDER SECTION 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-173, 53a-175, 53a-176, 53a-178 OR 53a-181d OF THE GENERAL STATUTES.

Section 3. Sections 38a-660-7 of the Regulations of Connecticut State Agencies is amended to read as follows:

§ 38a-660-7. Convictions

Applicants for a surety bail bond agent license who have been convicted of a [felony or a] misdemeanor [involving dishonesty or misappropriation of money or property but] OTHER THAN A MISDEMEANOR UNDER SECTIONS 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-173, 53a-175, 53a-176, 53a-178 OR 53a-181d OF THE GENERAL STATUTES AND are not OTHERWISE disqualified from being licensed shall submit to the Licensing Division of the Insurance Department proof of the applicant's conviction, release from imprisonment, and release from parole or probation.

Statement of Purpose

To bring into conformance with the mandates of section 24 of Public Act 99-240 those sections of the Regulations of Connecticut State Agencies relating to bail bond agents by barring individuals convicted of a felony or a disqualifying misdemeanor from ever being eligible for a bail bond license and by replacing disqualifying misdemeanor offenses involving dishonesty or misappropriation with certain enumerated disqualifying misdemeanor offenses.

Be it known that the foregoing:

Regulations Emergency Regulations

Are:
 Adopted Amended as hereinabove stated Repealed

By the aforesaid agency pursuant to:

Section _____ of the General Statutes.

Section 38a-660 of the General Statutes, as amended by Public Act No. 99-240 of the 1999 Public Acts.

Public Act No. _____ of the Public Acts.

After publication in the Connecticut Law Journal on June 6 ²⁰⁰⁰ ~~19~~, of the notice of the proposal to:

Adopt Amend Repeal such regulations

(If applicable): And the holding of an advertised public hearing on _____ day of _____ 19 _____

WHEREFORE, the foregoing regulations are hereby:

Adopted Amended as hereinabove stated Repealed

Effective:

When filed with the Secretary of the State.

(OR)

The _____ day of _____ 19 _____.

| | | | |
|-------------------------------------------------------------------------------------------------------------|--------------------|----------------------------------------------|---------------------------------|
| Witness Whereof: | DATE | SIGNED (Head of Board, Agency or Commission) | OFFICIAL TITLE, DULY AUTHORIZED |
| | <u>3/29/00</u> | <u>[Signature]</u> | Insurance Commissioner |
| Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.: | SIGNED | OFFICIAL TITLE | |
| | <u>[Signature]</u> | Assoc. Atty. General | |

8/15/00

- Approved
- Disapproved
- Disapproved in part, (Indicate Section Numbers disapproved only)
- Rejected without prejudice.

by the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes.

| | |
|-------------------|---------------------------------------------------------------|
| DATE | SIGNED (Clerk of the Legislative Regulation Review Committee) |
| <u>11/30/2000</u> | <u>[Signature]</u> |

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

| | | |
|------|---------------------------------|----|
| DATE | SIGNED (Secretary of the State) | BY |
| | | |

INSTRUCTIONS

- 1. One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.
- 2. Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.
- 3. Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.
- 4. Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.

RECEIVED

DEC 6 2000

RECORDS & LEGISLATIVE SERVICES
SECRETARY OF THE STATE