



## State of Utah

GARY R. HERBERT  
Governor

GREG BELL  
Lieutenant Governor

NEAL T. GOOCH  
Aptd. Insurance Commissioner

# Insurance Department

## Bail Bond Oversight Board Meeting

([http://www.insurance.utah.gov/producers/bailbond\\_board.html](http://www.insurance.utah.gov/producers/bailbond_board.html))

**Date:** March 9, 2011    **Time:** Noon

**Place:** Kletting Room  
East Building behind Capitol

### **Board Members**

(Attendees = x)

xMichael Weddington (Chair)

xBrad Jenkins (Vice Chair)

xGordon Wright

xMegan I. Corrent

xClayton A. Simms, LLC

xCamille L. Neider

xCraig Crawford

### **Staff**

xSuzette Green-Wright

xBrad Tibbitts

xPerri Babalis

xJaimee George

xTracy Klausmeier

xJilene Whitby

Mary Neilson

Shayna Hoyt

Wayne Carlos

## **MINUTES**

### **General Session (Open to the Public) 12:06 PM**

- **Adoption of Previous Meeting Minutes / Chair**

The wrong minutes were provided. February and March minutes will be adopted during the April meeting. Megan made a **motion** to move to Executive, Craig seconded it and the vote was unanimous.

### **Executive Session - (Closed to the Public)**

### **General Session (Open to the Public)**

- Members of the public were introduced and welcomed.
- When a person is sentenced the bond is exonerated.
- List of agency's bonds can be obtained by asking Jaimee. Justice courts will be required to provide this information to the main court.
- **Approve Recommended Actions from Executive Session** (if needed) - None
- **Applications** - None

### **Old Business**

- **Legislation**

HB19, Insurance law Related Amendments passed.

HB333, Unfair Inducements bill passed.

HB370, Bail Bond Amendments passed. Contained new CE requirements.

- Perri noted that this body was not to give legal advice during meetings.
- **Bail Bond Agency C.E. Qualifications - Legislation / Brad & Gordon** Previously discussed.
- **Compliance with 10% Rule**

### **New Business**

- **Terms Expiring 6-30-2011 for 2-3 Board Members / Suzette**

Clayton and Camille declined a second term, Mike cannot apply for a third consecutive term and Craig will decide by Friday if he will accept a second term. This means applications are needed to fill slots for an attorney, a member of the general public and one or two bail bond agents.

Information about applying may be found at:

[http://www.insurance.utah.gov/producers/bailbond\\_board.html](http://www.insurance.utah.gov/producers/bailbond_board.html).

- **Agency Financials** / Jaimee  
What would be considered as a qualifying asset, IRA's, insurance contracts, cars, office furniture, jewelry? Brad asked how these would be attached if an agency went out of business. Perri said this would need to be put into a rule. **Put on Old Business in May. Board and department to bring ideas in May.**
- **Responsibility of Credit Card Fees Over 5%** / Jaimee  
When an agency takes collateral via a credit card they incur any charges over 5%. Gordon adds the charge onto the bond premium and will often eat 1%. The fee and premium are to be shown separately on the disclosure. Fees should go into an operating account. **Put on May's agenda.**
- **Wind Down of an Agency...how to protect all involved** / Suzette  
There is nothing in statute about winding down or changing ownership of an agency. Give her suggested wording for legislation. Needs to be completed by August.
- The Board decided not to meet in April.
- Appraisals needs to be certified as per the rule and statute.

**Other Business**

*Adjourned* 1:15pm

**Next Meeting:** May 11, 2011, Spruce Room, East Building

**2011 Meetings**

<del>Jan 12</del>	<del>Feb 9</del>	<del>Mar 9</del>	<del>Apr 13</del>	May 11	Jun 8
Jul 13	Aug 10	Sep 14	Oct 12	Nov 9	Dec 14