



Insurance Department

State of Utah

GARY R. HERBERT
Governor
SPENCER J. COX
Lieutenant Governor
TODD E. KISER
Commissioner

Bail Bond Surety Oversight Board Meeting

(<https://insurance.utah.gov/licensee/other/bail-bond/board>)

Date: April 8, 2020

Time: Noon

Place: Teleconference Only

BOARD MEMBERS

xClay Carlos (Chair)
Dominic Sanone (Co-Chair)
xLt. Ken Jones
xChad Woolley

Tony Choate
Bonnie Johnson
xCurt Oda
xReed Stringham (Non-Voting)

DEPARTMENT STAFF

xTodd Kiser, *Ins. Commissioner*
xSteve Gooch, *PIO Recorder*

xTracy Klausmeier, *P&C Dir.*

xDanny Schoenfeld, *Finance Dir.*

PUBLIC

Dyon Flannery
Larry Nowak
Clyde Stevens

Mike Baucum
Gary Walton

Gerald Conder
Wayne Carlos

MINUTES — Approved

- **General Session (Open to the Public)**
 - Welcome / Clay Carlos, Chair (12:05 pm)
 - Adoption of Minutes for January 8, 2020 meeting
 - **Motion by Chad to adopt minutes. Seconded by Ken. Motion passes 4-0.**
- **Executive Session - If Needed (Closed to the Public)**
- **General Session (Open to the Public)**
 - **Approve Recommended Actions from Executive Session** – Not needed
 - **Summary of Reports** / Tracy
 - Quarterly Accounting for Bail Bond Administration Account / Danny
 - Since last quarter, approximately \$2,519 was expended and the fund balance is about \$35,709. The board asked for expenditure detail from the last 3 years: FY2017 was \$24,399, FY 2018 was \$25,200, and FY2019 was \$11,164. FY2020 should be close to \$11,000 in expenditures. There should be a fund balance of \$25,000 to \$27,000 in the account at the end of the year.
 - **New Business**
 - Dedicated market conduct examiner
 - Gary Walton asks if there will be a specific market conduct examiner hired to fill Cathy Burton's position. Tracy says there isn't enough work for a person to be bail-specific. There is a new market conduct examiner and any of the 6 P&C staffers can work on bail issues. They have handled consumer complaints and are capable of taking care of bail issues.

- Clay asks if there will be a dedicated bail person or if it will be any one of the 6 people on staff. Tracy says it will be a variety. There isn't even enough bail work to train someone on bail. Rena Oliver will do reports and tracking, but that's more of an administrative function.
- Curt says bail is a specialized area that is unique from a typical surety. Most P&C people don't understand the difference between bail and contract surety. He feels that those 6 P&C people should have a full understanding of the differences. Tracy says she trains her staff as specific complaints are assigned to them. She worked with bail for years. She's confident that her staff will pick bail up quickly like they have with other offshoots they work with. She doesn't think here will be an issue, but if people feel like they aren't getting an answer, they can always call Tracy.
- Curt wants to know who the P&C people are so bail agents can reach someone in the group. Tracy says Steve will send out a flow chart of the P&C division, how it's set up, and who does what.
- Legislative review
 - Curt says the last session was scary. A very bad bill passed and he was disappointed in it. He and others tried to testify, but they got shuffled to the end. Instead of being able to testify, they were given less than one minute. There was no way they could argue their point. The bail industry works hard and the lobbyist worked her tail off. They need to start now to try to make amendments to the bill that passed. It's going in the wrong direction.
 - Clay agrees and knows that it's been difficult to meet with the COVID stuff. The UAPBA is working on plans to meet in the future. At this point he isn't aware of any concrete plans. Curt says there aren't any, but people need to be thinking about what changes can be made and what they're willing to fight for. Everyone in the bail industry needs to coalesce because he's afraid that there are fractures that could be damaging.
 - Clay thanks Curt for his contributions to the industry.
- **Old Business**
 - Conflict of interest forms / Tracy
 - Tracy says she hasn't received any. Clay notes that they're in the packets and should be filled out and returned. Tracy says people can email them to her. Curt says he sent his but didn't get any acknowledgement. Tracy says the only ones we have are Ken Jones' and Chad Woolley's.
- **Other Business**
- **Adjourned** (12:26 pm)
 - **Motion by Curt to adjourn. Seconded by Chad. Motion passes 4-0.**
- **Next Meeting:** August 19, 2020 — Copper Room, East Building

2020 Meetings (Noon to 1:30pm)

January 8, 2020	April 8, 2020	August 19, 2020	October 14, 2020
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