



State of Utah

GARY R. HERBERT
Governor
GREG BELL
Lieutenant Governor
NEAL T. GOOCH
Insurance Commissioner

Insurance Department

Bail Bond Oversight Board Meeting

(http://www.insurance.utah.gov/producers/bailbond_board.html)

Date: April 9, 2014 **Time:** Noon **Place:** Spruce Room, East Bldg.

Board Members

(Attendees=x)

xBrad Jenkins (Chair)	Ryan Cooper (Co-Chair)
xGordon Wright	xCraig Crawford
xLt. Kati Booth	Peter Stevens
xBrett Barratt (Non-voting Member)	

Staff

Perri Babalis	xCathy Burton	xSuzette Green-Wright
xJilene Whitby		

Public

Clay Carlos	Christie Ellis	Ryan Johnson
T.S.	Wayne Carlos	Gary Walton
Brian Cogburn		

MINUTES

- **General Session (Open to the Public)**
 - **Welcome:** Brad began the meeting at 12:07 welcoming attendees.
 - **Adoption of Previous Meeting Minutes / Brad**
Motion by Gordon to adopt the minutes, Craig seconded it and the vote was unanimous.
 - **Licensing Report for January through March / Cathy**
Brad asked about renewal of lapsed licenses. Cathy said they have one year to renew. Producer should not be doing insurance business if license is lapsed.
 - **Summary of Enforcement Reports / Cathy**
 - Cathy has started auditing agencies. The schedule is the same as the last time we did it. Three have been completed with two scheduled for May.
 - No trust fund violations so far, thanks to education during the first audit session. New agencies were educated when they applied.
 - There are 35 bail bond agencies. See department's website for current list: <https://insurance.utah.gov/agent/producers/bonds/agencies.php>. Audits can be done at licensee's office or the department. Cathy gives two week notice before doing audits.
 - Remember to change address on bonding forms when the agency moves. Department approves forms within 30 days of receiving them. Contact Tracy if need it sooner.
 - **Proposed Penalties for Boards Concurrence:** None
Cathy noted that the case they asked about last month had been sent to the Fraud Division for investigation. She will report back on progress in July. E-cases are the same as last time. They should be resolved before the next meeting.
 - **Application: Breaking Bad Bail Bonds / Cathy**
Went to Executive to discuss character. See below.
 - **Agency Audit Update**
See "Summary of Enforcement Report" above.
 - **Summary of Planned Court Visits / Cathy**
During April and May Cathy will be visiting jails and courts in Box Elder, Summit,

Wasatch, Duchene, Uinta, and Daggett counties. To-date people at the courts have been glad to see someone from the department. Cathy updated the Board on bail bond procedures and laws. She has experienced no resistance from courts or jails. They have educated her as well. Cathy noted that she occasionally receives calls from small justice courts regarding the forfeiture process. Sometimes she will call an agent to let him or her know about a judgment.

- **New Business**
 - **Discuss Setting Timeline to Develop 2015 Legislation** / Brad & Brett
Brett reported that Representative Oda had a draft bill he wanted the Board and Association's input on. He would like to file it for the 2015 Legislative Session. Brett offered to take the lead and set up meetings starting the first of May.
- **Old Business**
 - **Update Re: Changes to R590-186-8** / Brett
Rule changes were put into effect March 26, 2014.
 - **Discuss Replacement of Attorney Board Member** / Brett
The application deadline is June 25. The Department will appoint someone before the next meeting. Wayne asked if the attorney could be one that one of the agencies has hired. Brett said the attorney should disclose this in the application. Brad asked if a bail bond agency could hire an attorney bail bond board member. Brett was asked to see what Commissioner Kiser thought of this.
- **Other Business**
 - **Pawn Shop Registry** / Brett
Glen Minson will be sending out educational letter to agencies and producers to let them know about the new law and how it may affect them. Only one license is required per agency.
 - Gordon **moved** to go into Executive Session to discuss the new application and character issues, seconded by Katie and the vote was unanimous. Department staff was asked to remain.
- **Executive Session began at 12:40pm** (closed session)
 - **Motion** by Gordon to move to General Session, second by Kati, vote was unanimous.
- **General session: 12:49pm**
- **Approve Recommended Actions from Executive Session.** No action needed.
- **Adjourned:** At 12:50pm, **motion** made to adjourn and seconded.
- **Next Meeting:** July 9, 2014, Spruce Room, East Building

2014 Meetings (Noon to 1:30pm)
Jan 8, 2014 Apr 9, 2014 Jul 9, 2014 Oct 8, 2014