



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

NEAL T. GOOCH
Aptd. Insurance Commissioner

Insurance Department

Bail Bond Oversight Board Meeting

Date: September 8, 2010 **Time:** Noon **Place:** Copper Room
East Building behind Capitol

Board Members

(Attendees = x)

xMichael Weddington (Chair)	xClayton A. Simms, LLC
xBrad Jenkins (Vice Chair)	Camille L. Neider
xGordon Wright	Craig Crawford
xMegan I. Corrent	

Staff

xSuzette Green-Wright	xPerri Babalis	xTracy Klausmeier
Brad Tibbitts		xJilene Whitby

Public

None

MINUTES

General Session (Open to the Public)

- **Adoption of Previous Meeting Minutes / Chair**
 - Clayton made a **motion** to approve the minutes and Brad seconded it. The vote was unanimous.
 - Brad made a **motion** to move to Executive Session, Gordon seconded it and the vote was unanimous.

Executive Session - Was Held (Closed to the Public)

General Session (Open to the Public)

- **Approve Recommended Actions from Executive Session** (if needed)
- **Applications / Suzette**
 - None
- **Old Business**
 - **Draft Additional Changes to Rule R590-186 / Suzette**
 - Suzette distributed a copy of the changes to the code about renewing licenses and wondered if she should include a change to 31a-35-202, which Perri suggested the word "shall" being changed to "may" throughout this section.
 - Mike wanted the board to see each complaint so they can determine if it should be investigated. Everything starts when the complaint comes in. Megan thought the only complaints they needed to be aware of were those with merit, not "He said, she said." Names can be eliminated from the report. Perri said the board is to investigate unprofessional conduct, which covers about everything.
 - Suzette noted she had not received calls lately from the courts regarding bail bond agents not returning collateral.
 - Brad said the 10% law was being violated. Bond papers show one amount and clients are being told a lesser amount.

- Clayton made the **motion** to change "shall" to "may" in 31A-35-202 and correct any inconsistencies. Perri referred the Board and the department to R590-186-8 that gives direction in the investigation of unprofessional conduct where there are inconsistencies. Gordon seconded the motion and the vote was unanimous.
- Mike made a **motion** that any properly filed complaint be brought up in Executive Session. Tracy said the rule reads that when the department receives a complaint they will send a copy to the surety and agent that the complaint is about. Once the department receives a response to the complaint they will bring it to the board's attention to determine if an investigation is necessary. Names will be left off of this report to the Board. All agreed with this process.
- **New Business**
- **Other Business**
 - **Renewals** / Suzette
 - A license will lapse if all of the necessary paperwork and information is not provided.
 - So far six agencies have not renewed their licenses.
- **Adjourned**
 - At 1pm Clayton **moved** to adjourn and Brad seconded it.
- **Next Meeting** October 13, 2010, **Copper** Room, East Building

2010 Meetings (Copper Room)

Oct 13 Nov 10 Dec 8