

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 587

By: Shortey of the Senate

and

Montgomery of the House

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to the Bail Enforcement and Licensing  
12                   Act; amending 59 O.S. 2011, Section 1750.14, as last  
13                   amended by Section 12, Chapter 373, O.S.L. 2014 and  
14                   Section 13, Chapter 373, O.S.L. 2014 (59 O.S. Supp.  
15                   2014, Sections 1750.14 and 1311.4), which relate to  
16                   nonresidents apprehending persons and assisting other  
17                   bondsmen; updating citation; modifying certain  
18                   exceptions; modifying certain license requirements;  
19                   and providing an effective date.

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21                   SECTION 1.           AMENDATORY           59 O.S. 2011, Section 1750.14, as  
22                   last amended by Section 12, Chapter 373, O.S.L. 2014 (59 O.S. Supp.  
23                   2014, Section 1750.14), is amended to read as follows:

24                   Section 1750.14 A. Except as provided in subsection C or D of  
this section, any person who is not a resident of this state who  
intends to apprehend in this state, or attempts to apprehend, a

1 defendant who has failed to appear before any court of this state or  
2 another state or any federal court as required by law and has  
3 forfeited bail or for purposes of apprehending a defendant prior to  
4 breach of an undertaking or bail contract, shall be required to have  
5 a client contract with a bail enforcer licensed in this state or to  
6 be a licensed bail enforcer in this state prior to such apprehension  
7 or to be accompanied at the time of the apprehension by a peace  
8 officer.

9 B. Any person who violates the provisions of this section shall  
10 be guilty of a violation of the Bail Enforcement and Licensing Act  
11 and shall be punished as provided in Section ~~3~~ 1350.2 of this ~~act~~  
12 title.

13 C. The provisions of this section shall not apply to law  
14 enforcement officers of any jurisdiction.

15 D. The provisions of this section shall not apply to licensed  
16 bondsmen in this state appointed by an insurer doing business in  
17 this state with regard to a defendant on a bond posted by that  
18 insurer~~;~~ provided, the appointed bondsman has been ~~continuously~~  
19 licensed in this state for a period of five (5) years or more  
20 ~~beginning on the effective date of this act.~~

21 SECTION 2. AMENDATORY Section 13, Chapter 373, O.S.L.  
22 2014 (59 O.S. Supp. 2014, Section 1311.4), is amended to read as  
23 follows:  
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1 Section 1311.4 Notwithstanding any provision of the Bail  
2 Enforcement and Licensing Act to the contrary, a licensed bondman in  
3 this state may seek assistance from, or provide assistance to,  
4 another licensed bondsman in this state or another state for  
5 purposes of apprehension and surrender of their defendant client  
6 whose undertaking or bail contract was written by the licensed  
7 bondsman or a bondsman appointed by an insurer doing business in  
8 this state; provided, the licensed bondsmen have had a ~~continuously~~  
9 ~~valid licensed~~ license for five (5) or more years ~~beginning the~~  
10 ~~effective date of this act~~. The bondsman licensed in this state  
11 shall be required to obtain and maintain proof of the other  
12 bondsman's valid license and license duration requirement prior to  
13 permitting such person to engage in any act requiring a license in  
14 this state.

15 SECTION 3. This act shall become effective November 1, 2015.

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17 COMMITTEE REPORT BY: COMMITTEE ON INSURANCE, dated 04/07/2015 - DO  
18 PASS, As Amended.

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