

March 5, 2009

S 458. REQUIRE H.S. DIPLOMA/GED/BAIL BONDSMAN. Filed 3/5/09. *REQUIRING AN APPLICANT FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER TO HAVE OBTAINED A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT.*

Amends GS 58-71-50(b) as title indicates. Applies to applicants for licensure on or after the act becomes law.

Intro. by Swindell.

GS 58

April 22, 2009

S 458. GED HS DIPLOMA/NO DRUG CONVICT/BAIL BONDSMAN (NEW). Filed 3/5/09.

Senate committee substitute makes the following changes to 1st edition. Amends GS 58-71-80 to require the Commissioner of Insurance to deny, revoke, or refuse to renew a license under Article 71 (Bail Bondsmen and Runners) when the applicant or licensee has been convicted of a misdemeanor drug violation on or after July 1, 2009. Makes conforming changes and changes the title to *AN ACT REQUIRING AN APPLICANT FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER TO HAVE OBTAINED A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT AND TO PROHIBIT A PERSON FROM BEING LICENSED IF THE PERSON IS CONVICTED OF A MISDEMEANOR DRUG VIOLATION.*

April 28, 2009

S 458. GED HS DIPLOMA/NO DRUG CONVICT/BAIL BONDSMAN. Filed 3/5/09. Senate amendment makes the following changes to 2nd edition.

Amends GS 58-71-80 to require the Commissioner of Insurance to deny, revoke, or refuse to renew a license under Article 71 (Bail Bondsmen and Runners) when the applicant or licensee has been convicted of a misdemeanor drug violation on or after July 1, 2009, and within the previous 24 months (was, on or after July 1, 2009).

July 2, 2009

S 458. GED HS DIPLOMA/NO DRUG CONVICT/BAIL BONDSMAN. Filed 3/5/09. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT REQUIRING AN APPLICANT FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER TO HAVE OBTAINED A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT; TO REQUIRE A RENEWAL APPLICATION AND CRIMINAL HISTORY RECORD CHECK FOR RENEWING A LICENSE; TO PROVIDE THAT A LICENSEE SHALL PAY FOR THE COSTS OF A CRIMINAL HISTORY RECORD CHECK WHEN RENEWING A LICENSE; TO PROHIBIT THE RENEWAL OF A LICENSE OF A LICENSEE WHO HAS BEEN CONVICTED OF A MISDEMEANOR DRUG CHARGE; AND TO PROHIBIT A PERSON FROM BEING LICENSED IF THE PERSON IS CONVICTED OF A MISDEMEANOR DRUG VIOLATION WITHIN THE PREVIOUS TWENTY-FOUR MONTHS OF THE DATE OF THE APPLICATION.* Amends GS 58-71-75 by adding provisions governing license renewal and criminal history record checks. New GS 58-71-75(a) requires a bail bondsman or runner seeking renewal of a license to submit an application to the Commissioner of Insurance (Commissioner) not less than 30 days before expiration of the current license. The bail bondsman or runner must submit the renewal fee and a complete set of fingerprints along with the application. New GS 58-71-75(b) requires the Commissioner to forward to the SBI the fingerprints of every bail bondsman or runner seeking license renewal and authorizes the SBI to submit the fingerprints to the FBI for a national criminal history record check if warranted. The licensee seeking renewal must pay the cost of the state and national criminal history record check. Amends new GS 58-71-80(b1) to require the Commissioner to deny, revoke, or refuse to renew any license under Article 71 if the licensee has been convicted *on or after October 1, 2009*, of a misdemeanor drug violation under Article 5 of GS Chapter 90. New GS 58-71-80(b2) requires that the Commissioner deny issuance of a license to an applicant convicted of a misdemeanor drug violation under Article 5 of GS Chapter 90 within the 24 months preceding the date of the license application. All provisions of the bill, including the requirement

that an applicant for licensure as a bail bondsman or runner have a high school diploma or its equivalent, are effective upon enactment.

July 23, 2009

S 458. GED HS DIPLOMA/NO DRUG CONVICT/BAIL BONDSMAN. Filed 3/5/09. House committee substitute makes the following changes to 4th edition. Enacts new GS 58-71-51 to authorize the Department of Justice (DOJ) to provide a criminal history record check to the Commissioner of Insurance (Commissioner) for a person who has applied to the Commissioner for a new or renewal license as a bail bondsman or runner. Requires the Commissioner to provide the applicant's fingerprints to DOJ along with the request. Requires the applicant to furnish fingerprints in a manner prescribed by the Commissioner. Provides for procedures related to state and national criminal history checks. Allows DOJ to charge applicants a fee for conducting the record check. Requires the Commissioner to keep all information obtained pursuant to the statute confidential and specifies that the information is not a public record under GS Chapter 132.

Requires in proposed GS 58-71-75 that a bail bondsman and runner license must be renewed on July 1 of each year upon payment of the annual renewal fee. Adds that, *in even-numbered years*, (1) a renewal applicant must also submit an application that includes the required information not less than 30 days prior to the expiration date of the license and (2) the Commissioner must conduct a criminal history record check in accordance with proposed GS 58-71-51. Specifies that the Commissioner is not required to print renewal licenses. Makes technical, organizational, and conforming changes.

Makes conforming changes to GS 58-71-45 (terms of licenses) and GS 58-71-50 (qualification for bail bondsmen and runners). Also makes organizational changes to GS 58-71-50.

Provides that if this act becomes law, Sections 12 (amends GS 58-71-50) and 14 (amends GS 58-71-45) of House Bill 1166 are repealed.

Makes conforming changes to the title.

July 27, 2009

S 458. GED HS DIPLOMA/NO DRUG CONVICT/BAIL BONDSMAN. Filed 3/5/09. House amendment makes the following changes to 5th edition. Provides that if House Bill 1166, 2009 Regular Session becomes law, then Sections 12 [amending GS 58-71-50(a)] and 14 (amending GS 58-71-45) of that act are repealed (was, provided that if Senate Bill 458 becomes law, then Sections 12 and 14 of House Bill 1166 are repealed).

September 1, 2009

SL 2009-536 (S 458). GED HS DIPLOMA/NO DRUG CONVICTIONS/BAIL BONDSMAN. AN ACT REQUIRING AN APPLICANT FOR LICENSURE AS A BAIL BONDSMAN OR RUNNER TO HAVE OBTAINED A HIGH SCHOOL DIPLOMA OR ITS EQUIVALENT; TO REQUIRE A RENEWAL APPLICATION EVERY YEAR AND A CRIMINAL HISTORY RECORD CHECK EVERY OTHER YEAR FOR RENEWING A LICENSE; TO PROVIDE THAT A LICENSEE SHALL PAY FOR THE COSTS OF A CRIMINAL HISTORY RECORD CHECK WHEN RENEWING A LICENSE; TO PROHIBIT THE RENEWAL OF A LICENSE OF A LICENSEE WHO HAS BEEN CONVICTED OF A MISDEMEANOR DRUG CHARGE; AND TO PROHIBIT A PERSON FROM BEING LICENSED IF THE PERSON IS CONVICTED OF A MISDEMEANOR DRUG VIOLATION WITHIN THE PREVIOUS TWENTY-FOUR MONTHS OF THE DATE OF THE APPLICATION. Summarized in *Daily Bulletin* 3/5/09, 4/22/09, 4/28/09, 7/2/09, 7/23/09, and 7/27/09. Enacted August 28, 2009. Effective August 28, 2009.