

DEPARTMENT OF INSURANCE**Legal Division, Corporate Affairs Bureau**45 Fremont Street, 24th Floor
San Francisco, CA 94105**NOTICE**

Date: June 16, 2017

To: All Licensees and Other Interested Persons

Subject: Bond of Permittee Engaged in the Bail Bond Business

The Department of Justice at the request of the California Department of Insurance has adopted section 50.16 to Title 11 of the Code of Regulations Article 19 promulgating a revised bond of bail permittee engaged in the bail bond business effective upon filing with the California Secretary of State on May 15, 2017. This bond form is effective for immediate use.

A copy of the Notice of Filing and Printing Only, Notice of Publication of Regulations Submission Form 400 and bond form are with this notice, posted on the Department of Insurance Website.

If you have any question regarding this bond form, please contact Jill Jacobi at (415) 538-4426 or at Jill.Jacobi@insurance.ca.gov.

**State of California
Office of Administrative Law**

In re:
Department of Justice

Regulatory Action:

Title 11, California Code of Regulations

Adopt sections:

Amend sections: 50.16

Repeal sections:

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

OAL Matter Number: 2017-0424-12

OAL Matter Type: File and Print Only (FP)

This action submitted by the Department of Justice is a request to file and print the approved revised surety bond form of the Department of Insurance: Form 437-10 Bond of Permittee Engaged in the Bail Bond Business. (Gov. Code, § 11343.8.) The amendment is exempt from the Administrative Procedure Act. (Gov. Code, § 11110 *et seq.*)

OAL filed this regulation(s) or order(s) of repeal with the Secretary of State, and will publish the regulation(s) or order(s) of repeal in the California Code of Regulations.

Date: May 15, 2017



Mark Storm
Senior Attorney

For: Debra M. Cornez
Director

Original: Xavier Becerra
Copy: Karen W. Yiu

NOTICE PUBLICATION/REGULATIONS SUBMISSION

FILE PRINT

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS Z-	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER 2017-0424-12FP	EMERGENCY NUMBER
-------------------------------	--------------------	---	------------------

For use by Office of Administrative Law (OAL) only

<p>NOTICE</p>	<p>REGULATIONS</p>
----------------------	---------------------------

ENDORSED - FILED
In the office of the Secretary of State
of the State of California

MAY 15 2017

1:52 P.M.

2017 APR 24 P 2: 58
OFFICE OF ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY
Department of Justice, for the Department of Insurance

AGENCY FILE NUMBER (if any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE	TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	ACTION ON PROPOSED NOTICE	NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Department of Insurance bond form	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
---	--

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND 26.1 Article 19, section 50.16 Bond of Permittee Engaged in the Bail Bond Business
	REPEAL

TITLE(S)
11, Div. 1, Chapter 2

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §511349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <u>Revision of surety bond form</u>	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> §100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
---	---	---	--

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON Karen W. Yiu	TELEPHONE NUMBER 510-879-1245	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
-----------------------------------	----------------------------------	-----------------------	---------------------------

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Karen Yiu</i>	DATE <i>April 20, 2017</i>
TYPED NAME AND TITLE OF SIGNATORY Karen W. Yiu, Deputy Attorney General	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAY 15 2017

Office of Administrative Law

State of California

Department of Insurance

Bond of Permittee Engaged in the Bail Bond Business

Form 437-10 (Rev. 4/2017)

California Code of Regulations section 50.16

Producer Licensing Bureau
P.O. Box 1139
Sacramento, CA 95812-1139
Information (916) 492-3035
www.insurance.ca.gov

State of California
Department of Insurance

BOND OF PERMITTEE ENGAGED IN THE BAIL BOND BUSINESS

(California Insurance Code section 1802.5)

BOND No.: _____
PREMIUM: \$ _____ per _____

KNOW ALL BY THESE PRESENTS:

THAT WE _____ as Principal,
whose address for service is _____

_____ in the State of California, and _____ an admitted surety
insurer as Surety hereon, whose address for service is _____

_____ are held
and firmly bound unto the People of the State of California, in the penal sum of FIVE
THOUSAND DOLLARS (\$5,000), for the payment of which, well and truly to be made, we
bind ourselves, our heirs, executors, successors and assigns, jointly and severally, firmly by these
presents.

The conditions of this obligation are such, that:

WHEREAS, the said Principal is applying to the Insurance Commissioner of the State of
California for, or presently holds, a license to engage in the bail bond business in said State as a
bail permittee; and

WHEREAS, if so licensed, said Principal may subsequently be licensed as a bail agent by
virtue of having filed this bond;

NOW THEREFORE, if said Principal shall account to any person affected, in respect to business
done or transactions occurring under or by virtue of authority granted by said license and any
license as bail agent which may be issued by virtue of the Principal hereunder being licensed to
engage in the bail bond business, for the proper application and disposal of all moneys collected
or received by said principal, or his or its agents, solicitors, or employees, then this obligation
shall be void; otherwise to remain in full force and effect.

This bond shall take effect on _____, 20____, but not prior to the date of its
execution. If no date is hereinabove written, it shall take effect on the later of the two dates of
execution set forth below.

Upon its becoming effective, this bond shall continue in full force and effect until canceled or upon the acceptance and filing of a new bond, whichever event first occurs. The Surety may cancel this bond and be relieved of further liability which otherwise thereafter would arise hereunder by delivering thirty (30) days written notice of cancellation to the Insurance Commissioner; but such cancellation shall not affect any liability incurred or accrued hereunder prior to expiration of thirty (30) days after receipt of such notice by said Commissioner, and acceptance and filing of a new bond shall not affect any liability incurred or accrued hereunder prior thereto.

This bond is executed by the Surety to comply with and the bond shall be subject to the provisions of Chapter 7 (commencing with section 1800) of Part 2 of Division 1 of the California Insurance Code, and to the provisions of Chapter 2 (commencing with section 995.010) of Title 14 of Part 2 of the California Code of Civil Procedure. The aggregate liability of the Surety hereunder on all claims whatsoever shall not exceed the penal sum of this bond in any event.

By executing this bond, Principal and Surety agree any action on this bond shall be instituted and prosecuted in the counties of the State of California, with service by U.S. mail as prescribed in California Code of Civil Procedure sections 417.10 and 417.20 and this bond shall be governed by the laws of the State of California.

IN WITNESS WHEREOF the Principal has subscribed his/her/its true name on the date and at the place entered opposite his/her/its signature, and the Surety has subscribed its full and correct name and affixed its corporate seal on the date and at the place shown opposite its signature.

_____, 20__
Principal Date

Place where executed

Surety

By _____, 20__
State position, title or capacity Date

Place where executed

By _____, 20__
State position, title or capacity Date

Place where executed

(Seal)

Note: For instructions as to execution by principal and surety and for form of entity acknowledgement and for form of acknowledgement by individual bail permittee, see California Code of Regulations, title 11, section 50.20.