

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE BILL 1677

By: Sparks

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6 AS INTRODUCED

7 An Act relating to bail bondsman; amending 59 O.S.
8 2011, Section 1311.2, which relates to suspension of
9 licenses; modifying references; and providing an
10 effective date.

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

12 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1311.2, is
13 amended to read as follows:

14 Section 1311.2. A. No individual operating under any license
15 which has been revoked by the Insurance Commissioner shall have the
16 right to apply for another license under ~~this act~~ Section 1301 et
17 seq. of this title within one (1) year from the effective date of
18 such revocation, or, if judicial review of such revocation is
19 sought, within one (1) year from the date of final court order or
20 decree affirming the revocation. However, the Commissioner may
21 authorize the application for another license under ~~this act~~ Section
22 1301 et seq. of this title by such ~~an~~ individual prior to the end of
23 the one-year period if the Commissioner finds that the individual
24 meets the licensing requirements then in effect and if the

1 Commissioner finds the circumstances for which the license was
2 revoked no longer exists. The Commissioner shall not, however,
3 grant a new license to any individual if he finds that the
4 circumstances for which the previous license was revoked still exist
5 or are likely to recur.

6 B. If a license as bail bondsman as to the same individual has
7 been revoked at two separate times, the Commissioner may not
8 thereafter grant or issue any license under ~~this act~~ Section 1301 et
9 seq. of this title as to such individual unless such individual can
10 meet the licensing qualifications then in effect and if the
11 Commissioner finds the circumstances for which the license was
12 revoked no longer exists.

13 C. During the period of suspension, or after revocation of the
14 license and prior to being issued a new license, the former licensee
15 shall not engage in or attempt to profess to engage in any
16 transaction or business for which a license is required under ~~this~~
17 ~~act~~ Section 1301 et seq. of this title.

18 D. Upon suspension, revocation or refusal to renew or continue
19 the license of a bail bondsman, the Commissioner may at the same
20 time likewise suspend or revoke all other insurance agent licenses
21 held by the licensee under the insurance laws of this state, if the
22 Commissioner determines that such suspension or revocation is in the
23 best interest of the public.

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1 E. In case of the suspension or revocation of license of any
2 bail bondsman, the license of any and all bail bondsmen who are
3 members of a bail bond agency, whether incorporated or
4 unincorporated, and who knowingly are parties to the act which
5 formed the ground for the suspension or revocation may likewise be
6 suspended or revoked for the same period as that of the offending
7 bail bondsman; but this shall not prevent any bail bondsman, except
8 the one whose license was first suspended or revoked or the bondsman
9 member of the agency who was a knowing participant, from being
10 licensed as a member of some other bail bond agency.

11 F. Though issued to a licensee, all certificates of licenses
12 issued under ~~this act~~ Section 1301 et seq. of this title are at all
13 times the property of this state, and upon notice of any suspension,
14 revocation, refusal to renew, expiration or other termination of the
15 license, the licensee or other person having either the original or
16 copy of the license shall promptly deliver the certificate of
17 license or copy thereof to the Commissioner for cancellation.

18 G. As to any certificate of license lost, stolen or destroyed
19 while in the possession of any such licensee or person, the
20 Commissioner may accept in lieu of return of the certificate, the
21 affidavit of the licensee or other person responsible for or
22 involved in the safekeeping of such certificate, concerning the
23 facts of such loss, theft or destruction. Willful falsification of
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1 any such affidavit shall, upon conviction, be subject to punishment
2 as for perjury.

3 H. This section shall not be deemed to require the delivery to
4 the Commissioner of any certificate of license which, as shown by
5 specific date of expiration on the face of the license, has already
6 expired, unless such delivery has been requested by the
7 Commissioner.

8 SECTION 2. This act shall become effective November 1, 2014.

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