

STATEMENT OF PURPOSE

RS21702

This is one of a series of bills that the Supreme Court has recommended in its annual report to the Governor concerning defects or omissions in the laws, as required under article V, section 25 of the Idaho Constitution. The statutes governing the licensing of bail agents include a provision that states, "A bail agent's license filed with the clerk of the district court is deemed proof that such bail agent is licensed pursuant to this chapter." Idaho Code § 41-1039(3). This provision was adopted in 2010 to guide district court clerks in determining whether a person was licensed to execute bail bonds. However, it is already obsolete. District court clerks can now verify that a person is currently licensed as a bail agent by consulting the website of the Department of Insurance, which provides up-to-date listings of licensed bail agents. A bail agent's license that was previously filed with the clerk may not provide valid proof that the agent is currently licensed, since such a license may since have been suspended, revoked, not renewed, or otherwise become invalid. Checking the Department of Insurance website will always provide current, accurate information on the agent's status. This bill would repeal the obsolete provision.

FISCAL NOTE

This bill would have no impact on the general fund.

Contact:

Patricia Tobias
Administrative Director of the Courts
(208) 334-2246