

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

Act 1572 of 2003  
HOUSE BILL 1073

5 By: Representative Verkamp  
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## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 16-84-201(d), (e)  
10 AND (f) TO ALLOW COURTS TO FORFEIT BAIL BONDS  
11 WITHOUT FURTHER NOTICE OR HEARING; AND FOR OTHER  
12 PURPOSES.  
13

## Subtitle

14 AN ACT TO AMEND ARKANSAS CODE  
15 § 16-84- 201 (d), (e) AND (f) TO ALLOW  
16 COURTS TO FORFEIT BAIL BONDS WITHOUT  
17 FURTHER NOTICE OR HEARING.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 16-84-201(d), (e) and (f), concerning bail  
23 bond forfeitures, are amended to read as follows:

24 (d) If, after one hundred twenty (120) days, the defendant has not  
25 surrendered or been arrested, ~~prior to judgment against the surety~~, the bail  
26 bond or money deposited in lieu of bail may be forfeited without further  
27 notice or hearing.

28 (e) If, ~~before judgment is entered against the surety~~ within one  
29 hundred twenty (120) days after the date of receipt of written notification  
30 to the surety of the defendant's failure to appear, the defendant is located  
31 in another state, and the location is known, the appropriate law enforcement  
32 officers shall cause the arrest of the defendant and the surety shall be  
33 liable for the cost of returning the defendant to the court in an amount not  
34 to exceed the face value of the bail bond.

35 (f)(1) In determining the extent of liability of the surety on a bond  
36 forfeiture, the court, without further notice or hearing, may take into



1 consideration the expenses incurred by the surety in attempting to locate the  
2 defendant and may allow the surety credit for the expenses incurred.

3 (2) To be considered by the court, information concerning  
4 expenses incurred in attempting to locate the defendant should be submitted  
5 to the court by the surety no later than the one hundred twentieth (120th)  
6 day after the date of receipt of written notification to the surety of the  
7 defendant's failure to appear.

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10 APPROVED: 4/21/2003  
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