1	State of Arkansas
2	80th General Assembly A Bill ACT 593 OF 1995
3	Regular Session, 1995HOUSE BILL1674
4	By: Representative Vess
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7	For An Act To Be Entitled
8	"AN ACT TO AMEND ARKANSAS CODE § 16-84-114 TO LIMIT THE
9	AUTHORITY OF A SURETY PROVIDING BAIL TO AUTHORIZE ANOTHER
10	INDIVIDUAL TO ARREST A PERSON FAILING TO APPEAR IN COURT;
11	AND FOR OTHER PURPOSES."
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13	Subtitle
14	"TO LIMIT THE AUTHORITY OF A BAIL
15	BONDSMAN TO AUTHORIZE ANOTHER INDIVIDUAL
16	TO ARREST A PERSON WHO FAILS TO APPEAR
17	IN COURT."
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19	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21	SECTION 1. Arkansas Code 16-84-114 is amended to read as follows:
22	"16-84-114. Surrender of defendant.
23	(a)(1) At any time before the forfeiture of their bond, the surety may
	surrender the defendant, or the defendant may surrender himself, to the jailer
25	of the county in which the offense was committed.
26	(2) However, the surrender must be accompanied by a certified
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28	defendant in custody thereon as upon a commitment and give a written
29	acknowledgment of the surrender.
30	(3) The surety shall thereupon be exonerated.
31	(b) For the purpose of surrendering the defendant, the surety may
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	do so provided that person is:
36	(1) A licensed bail bondsman; or

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1 (2) A licensed private investigator; or 2 (3) A certified law enforcement officer; or 3 (4) An individual with a minimum of two (2) years of actual work 4 experience as a bail bondsman, private investigator, or law enforcement 5 officer and who is at least twenty-one (21) years of age and who has no prior 6 felony convictions or convictions for any offense involving moral turpitude or 7 violence. 8 (C) The surety may arrest the defendant without the certified copy. 9 If the surety has good cause for surrendering the defendant and has (d) 10 complied with the provisions herein in surrendering the defendant, there shall 11 be no requirement that the surety return part or all of the premium paid for 12 the bail bond." 13 14 SECTION 2. All provisions of this act of general and permanent nature 15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code 16 Revision Commission shall incorporate the same in the Code. 17 18 SECTION 3. If any provisions of this act or the application thereof to 19 any person or circumstance is held invalid, the invalidity shall not affect 20 other provisions or applications of the act which can be given effect without 21 the invalid provisions or application, and to this end the provisions of this 22 act are declared to be severable. 23 SECTION 4. All laws and parts of laws in conflict with this act are 24 25 hereby repealed. 26 27 28 29 APPROVED: 3-13-95 30 31 32 33 34 35

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