

PROFESSIONAL BAIL BONDSMAN LICENSING BOARD

Enabling Laws

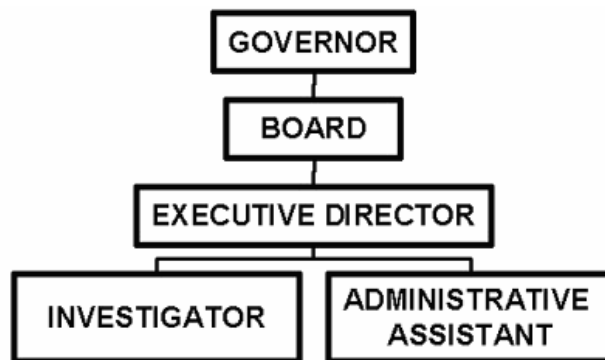
Act 46 of 2003

Act 500 of 1993 as amended. See A.C.A. § 17-19-106

History and Organization

Act 500 of 1993 established the Professional Bail Bond Company & Professional Bail Bondsman Licensing Board. The Act provided for a seven member Board to be appointed by the Governor for terms of seven years. The Board consists of one (1) Sheriff, one (1) Chief of Police, one (1) elected Judge, one (1) citizen at large, and three (3) bail bond company owners. Act 1817 of 2001 provided that one (1) member of the Board be an African-American and that one (1) member be female.

The Board is organized as follows: An executive director, appointed by the Board, is responsible for the day-to-day administration of the duties and functions of the Board. The Board employs an investigator and an administrative assistant.



Agency Commentary

Act 500 of 1993 established the Professional Bail Bond Company & Professional Bail Bondsman Licensing Board and provided the Board with the authority and responsibility of administering and enforcing the provisions of Arkansas Code Title 17, Chapter 19. The Board was given authority to adopt and enforce such reasonable rules and regulations as it determines are necessary to enable the effective and efficient administration of its official duty of licensing and regulating professional bail bond companies and professional bail bondsmen.

The primary activities of the Board are as follows: 1) Administer the Professional Bail Bondsman Examination weekly; 2) License those who pass the examination and otherwise qualify; 3) Determine whether those who apply for an Arkansas Bail Bond Company License qualify; 4) Annually issue renewal licenses to all qualified bail bondsmen and bail bond companies; 5) Conduct investigations into allegations of violations of Statutes and Rules & Regulations based on complaints and/or information received by the Board office; 6) Conduct hearings and take disciplinary action where appropriate; 7) Monitor mandatory continuing professional education for professional bail bondsmen

who hold a valid Arkansas license; and 8) Conduct yearly audits of bail bond companies to ensure compliance with record keeping and reporting requirements.

The Board is not requesting any changes above Base Level for the 2005-07 biennium.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
PROFESSIONAL BAIL BONDSMAN LICENSING BOARD
FOR THE YEAR ENDED JUNE 30, 2003

Findings	Recommendations
None	None

Employment Summary

	Male	Female	Total	%
White Employees	2	1	3	100 %
Black Employees	0	0	0	0 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			0	0 %
Total Employees			3	100 %

Publications

A.C.A 25-1-204

Name	Statutory Authorization	Required for		# Of Copies	Reason (s) for Continued Publication and Distribution
		Governor	General Assembly		
Bail Bonds Company and Bail Bondsman Licensing Board	A.C.A. 17-29-206 (f)	N	N	150	Required by law. Public Use.

Analysis of Budget Request

Appropriation / Program: 1DV - Bail Bondsman-Opers

Funding Sources: MBB- Professional Bail Bondsman Licensing Board

The Professional Bail Bondsman Licensing Board uses this appropriation to cover operating expenses and to administer and enforce the provisions of the law relating to the licensing and regulating of professional bail bond companies and bondsmen. The Insurance Department collects \$10 per bond written in the State, and by statute must provide the Board with funding up to the appropriated level each fiscal year. Receipts from examination fees, license renewals and penalties also fund operations of the Board. The Board also uses this appropriation to comply with Section 4 of Act 700 of 1993, which requires the Board to transfer all but 25% of its fund balance to the State Treasury at the end of each fiscal year.

Base Level for this appropriation includes graduated salary increases of 3% to 1.5% each year over FY05 salary levels, along with Personal Services Matching costs for three (3) Base Level positions. This includes a \$600 minimum increase for employees earning \$20,000 or below. Included in Personal Services Matching is a \$40 increase in the monthly contribution for State employee's health insurance for a total State match of \$320 per month.

The Board is not requesting any increases above Base Level for the 2005-07 biennium.

The Executive Recommendation provides for the Agency Request.

Appropriation / Program Summary

Appropriation / Program: 1DV Bail Bondsman-Opers
Funding Sources: MBB- Professional Bail Bondsman Licensing Board

Commitment Item	Historical Data			Agency Request and Executive Recommendation					
	2003-2004 Actual	2004-2005 Budget	2004-2005 Authorized	2005-2006			2006-2007		
				Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	98,551	105,077	105,655	108,200	108,200	108,200	111,401	111,401	111,401
#Positions	3	3	3	3	3	3	3	3	3
Personal Services Matching 5010003	27,145	29,810	28,792	31,860	31,860	31,860	32,462	32,462	32,462
Operating Expenses 5020002	65,883	77,800	77,800	77,800	77,800	77,800	77,800	77,800	77,800
Travel-Conference Fees 5050009	0	3,000	3,000	3,000	3,000	3,000	3,000	3,000	3,000
Professional Fees and Services 5060010	14,068	35,000	35,000	35,000	35,000	35,000	35,000	35,000	35,000
Data Processing 5090012	0	1,786	1,786	1,786	1,786	1,786	1,786	1,786	1,786
Refund/Reimbursements 5110014	70,166	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	275,813	352,473	352,033	357,646	357,646	357,646	361,449	361,449	361,449
Funding Sources									
Fund Balance 4000005	69,253	65,204		24,724	24,724	24,724	13,310	13,310	13,310
Cash Fund 4000045	218,612	137,400		137,400	137,400	137,400	137,400	137,400	137,400
AR Insurance Fund 4000100	248,763	248,763		248,763	248,763	248,763	248,763	248,763	248,763
Total Funding	536,628	451,367		410,887	410,887	410,887	399,473	399,473	399,473
Excess Appropriation/(Funding)	(260,815)	(98,894)		(53,241)	(53,241)	(53,241)	(38,024)	(38,024)	(38,024)
Grand Total	275,813	352,473		357,646	357,646	357,646	361,449	361,449	361,449

Note* Only 25% of Agency's Fund Balance is carryforward (Act 46 of 2003, Sec. 3)

The FY05 Budgeted amount in Personal Services Matching exceeds the authorized amount due to matching rate adjustments during the 2003-05 biennium.