

1 AN ACT

2 relating to the withdrawal of security by a bail bond surety.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 1704.210, Occupations Code, is amended
5 to read as follows:

6 Sec. 1704.210. WITHDRAWAL OF SECURITY. (a) A license
7 holder may withdraw the security or a portion of the security
8 deposited or executed under Section 1704.160, and the security
9 shall be returned to the license holder or the license holder's
10 heirs or assigns, if the person requesting the withdrawal is:

11 (1) a [the] license holder in good standing and the
12 amount of the security remaining after the withdrawal is:

13 (A) at least the minimum amount required by
14 Section 1704.160; and

15 (B) an amount sufficient to maintain the ratios
16 required by Section 1704.203 [~~ceases to engage in the bonding~~
17 business,

18 [~~(B) ceases to maintain the license, and~~

19 [~~(C) presents a release by the board~~]; or [and]

20 (2) a former license holder who has ceased to engage in
21 the bonding business, or a former license holder's heir or assign,
22 and the amount of the security remaining after the withdrawal is
23 sufficient to:

24 (A) pay any outstanding judgments; and

1 (B) secure any unexpired obligation on a bail
2 bond executed by the former [~~no judgment or bond liability, actual~~
3 ~~or potential, is outstanding against the~~] license holder.

4 (b) The board may adopt rules to limit the number of times in
5 a year security may be returned to a license holder under this
6 section [~~Subsection (a) is equal to the amount of security~~
7 ~~deposited or executed under Section 1704.160 minus the amount of~~
8 ~~security.~~

9 [~~(1) depleted under Section 1704.204(b) to pay a~~
10 ~~judgment, and~~

11 [~~(2) necessary to secure any unexpired obligation on a~~
12 ~~bail bond executed by the license holder].~~

13 SECTION 2. This Act takes effect September 1, 2011.

David Newkum
President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 1822 was passed by the House on April 21, 2011, by the following vote: Yeas 148, Nays 0, 1 present, not voting.

Robert Henry
Chief Clerk of the House

I certify that H.B. No. 1822 was passed by the Senate on May 25, 2011, by the following vote: Yeas 31, Nays 0.

Patsy Spaw
Secretary of the Senate

APPROVED: 17 JUN '11
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

4:00pm O'CLOCK

JUN 17 2011

[Signature]
Secretary of State