

2019 Regular Session

HOUSE BILL NO. 171

BY REPRESENTATIVE LEOPOLD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

INSURANCE: Provides an exception to the total premium allowed on criminal bail bonds in certain parishes

1 AN ACT

2 To amend and reenact R.S. 22:1443, relative to fees on criminal bail bonds; to provide for
3 an exception to the premium rate maximum for certain parishes; and to provide for
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 22:1443 is hereby amended and reenacted to read as follows:

7 §1443. Premium on criminal bail bond

8 A. The premium rate set for commercial surety underwriters writing criminal
9 bail bonds in the various courts throughout the state of Louisiana shall not be subject
10 to the rates set by the insurance commissioner, but shall be set and adjusted by the
11 legislature.

12 B.(1) The rate for all commercial surety underwriters writing criminal bail
13 bonds in the state of Louisiana shall be twelve percent of the face amount of the
14 bond, or one hundred twenty dollars, whichever is greater.

15 (2)(a) Any additional fee authorized by R.S. 13:718(I)(2) or authorized by
16 law for any parish with a population greater than three hundred forty thousand but
17 less than four hundred thousand according the latest federal decennial census shall
18 not be included in this premium rate and shall be exclusive of the limit set by this
19 Section.

- 1 (b) All other provisions of the code relating to enforcement of the rate shall
2 be effective and enforced in accordance with all parts of this Section.
-

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 171 Original

2019 Regular Session

Leopold

Abstract: Establishes an exception to the maximum premium for criminal bail bonds for certain parishes.

Present law provides that the premium rate for commercial surety underwriters writing criminal bail bonds in the various courts throughout La. shall be set and adjusted by the legislature.

Proposed law retains present law.

Present law sets the rate for all commercial surety underwriters writing criminal bail bonds in La. as 12% of the face amount of the bond, or \$120, whichever is greater.

Proposed law retains present law.

Present law provides that any additional fee authorized by law for Jefferson Parish is not to be included in this premium rate and is to be exclusive of the limit set by law.

Proposed law retains present law and extends the exception to any fee authorized by law for any parish with a population greater than 340,000 but less than 400,000 according the latest federal decennial census.

Present law requires that all other provisions of law relating to enforcement of the rate shall be effective and enforced in accordance with present law.

Proposed law retains present law.

(Amends R.S. 22:1443)