

HOUSE BILL 446

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

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AN ACT

RELATING TO INSURANCE; REMOVING EMPLOYMENT DISQUALIFICATIONS
PREVENTING REHABILITATED CRIMINAL OFFENDERS FROM BECOMING BAIL
BONDSMEN; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 59A-51-4 NMSA 1978 (being Laws 1984,
Chapter 127, Section 931, as amended) is amended to read:

"59A-51-4. QUALIFICATIONS FOR LICENSE.--Applicants for
license as bail bondsman or solicitor pursuant to the
provisions of the Bail Bondsmen Licensing Law shall be
qualified as follows:

A. be an individual not less than eighteen years of
age;

B. be a citizen of the United States;

C. not have been convicted of a felony; ~~with the~~

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1 ~~exception of a conditional discharge of a felony conviction, or~~
2 ~~anyone]~~ or having been convicted, have received a conditional
3 discharge of a felony conviction or have completed probation or
4 parole supervision of a felony conviction; or have been
5 properly licensed as of January 1, 2005;

6 D. not be a law enforcement, adjudication, jail,
7 court or prosecution official or an employee thereof or an
8 attorney, official authorized to admit to bail, or state or
9 county officer;

10 E. if for license as bondsman, pass a written
11 examination testing the applicant's knowledge and competence to
12 engage in the bail bondsman business;

13 F. be of good personal and business reputation;

14 G. if to act as a property bondsman, be financially
15 responsible and provide the surety bond or deposit in lieu
16 thereof as required in accordance with Section
17 59A-51-8 NMSA 1978;

18 H. if to act as a limited surety agent, be
19 appointed by an authorized surety insurer; and

20 I. if for license as a solicitor, have been so
21 appointed by a licensed bail bondsman subject to issuance of
22 the solicitor license."

23 SECTION 2. EMERGENCY.--It is necessary for the public
24 peace, health and safety that this act take effect immediately.