

# **Bail Bond Board Workshop 2010**

**Hidalgo County**

**July 21, 2010**

**Presented by**

**Roger Moore**

**P.O. Box 90664  
Austin, TX 78709  
512-659-8708  
512-236-1275 fax  
[rmoore@austin.rr.com](mailto:rmoore@austin.rr.com)**

## Contents

Chapter 1704, Occupations Code	Tab 1
Chapter 17, Code of Criminal Procedure (selected provisions)	Tab 2
Chapter 22, Code of Criminal Procedure	Tab 3
Miscellaneous Provisions, Code of Criminal Procedure	Tab 4

**Texas Occupations Code, Chapter 1704**  
**as amended by the 2009 Session of the Texas Legislature**

**Roger Moore, P.C.**  
**P.O. Box 90664**  
**Austin, Texas 78709-0664**  
**(512) 659-8708**  
**(512) 236-1275 fax**  
**[rmoore@austin.rr.com](mailto:rmoore@austin.rr.com)**

**This document is a black-lined version of Chapter 1704 that highlights the changes made by the Texas Legislature during its 2009 Session. It has been assembled from two sources: Chapter 1704, Occupations Code as published by the Texas Legislative Council, plus textual changes made by H.B. 383 and H.B. 3003 passed by the 2009 session of the Texas Legislature. This compilation has been created by Roger Moore, P.C. Any errors or omissions are inadvertent and are entirely the responsibility of Roger Moore, P.C.**

---

OCCUPATIONS CODE

CHAPTER 1704. REGULATION OF BAIL BOND SURETIES

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 1704.001. DEFINITIONS

Sec. 1704.002. APPLICATION OF CHAPTER

[Sections 1704.003-1704.050 reserved for expansion]

SUBCHAPTER B. COUNTY BAIL BOND BOARDS

Sec. 1704.051. MANDATORY CREATION OF BOARD

Sec. 1704.052. DISCRETIONARY CREATION OF BOARD

Sec. 1704.053. BOARD COMPOSITION

Sec. 1704.0535 ELECTION OF BAIL BOND SURETY BOARD MEMBER

Sec. 1704.054. PRESIDING OFFICER

Sec. 1704.055. MEETINGS

Sec. 1704.056. QUORUM; MAJORITY VOTE

[Sections 1704.057-1704.100 reserved for expansion]

SUBCHAPTER C. BOARD POWERS AND DUTIES

Sec. 1704.101. ADMINISTRATIVE AUTHORITY

Sec. 1704.102. ENFORCEMENT AUTHORITY

Sec. 1704.103. DISBURSEMENTS FROM COUNTY FUND

Sec. 1704.104. POSTING OF BOARD RULE OR ACTION

Sec. 1704.105. LICENSED BAIL BOND SURETY LIST

Sec. 1704.106. BONDING BUSINESS REPORTS

Sec. 1704.107. NOTIFICATION OF LICENSE SUSPENSION OR REVOCATION

Sec. 1704.108. NOTIFICATION OF DEFAULT BY CORPORATION

Sec. 1704.109. SOLICITATION AND ADVERTISEMENT

[Sections 1704.109-1704.150 reserved for expansion]

SUBCHAPTER D. LICENSING REQUIREMENTS

Sec. 1704.151. LICENSE REQUIRED

Sec. 1704.152. ELIGIBILITY

Sec. 1704.153. INELIGIBILITY BECAUSE OF CRIMINAL CONVICTION

Sec. 1704.154. APPLICATION REQUIREMENTS

Sec. 1704.155. REAL PROPERTY LIST

Sec. 1704.156. REAPPRAISAL OF REAL PROPERTY

- Sec. 1704.157. PRELIMINARY DETERMINATIONS
- Sec. 1704.158. HEARING ON APPLICATION
- Sec. 1704.159. DECISION ON APPLICATION; BOARD ORDER
- Sec. 1704.160. SECURITY REQUIREMENTS
- Sec. 1704.161. LICENSE FORM
- Sec. 1704.162. LICENSE EXPIRATION AND RENEWAL
- Sec. 1704.163. ATTORNEY EXEMPTION

[Sections 1704.164-1704.200 reserved for expansion]

#### SUBCHAPTER E. BONDING BUSINESS

- Sec. 1704.201. ACCEPTANCE OF LICENSE HOLDER BAIL BONDS
- Sec. 1704.202. RECORD REQUIREMENTS
- Sec. 1704.203. BAIL BOND LIMIT; ADDITIONAL SECURITY
- Sec. 1704.204. PAYMENT OF FINAL JUDGMENT
- Sec. 1704.205. BAIL BOND SETTLEMENT
- Sec. 1704.206. REPLACEMENT OF SECURITY
- Sec. 1704.207. SURRENDER OF PRINCIPAL; CONTEST
- Sec. 1704.208. BOND LIABILITY
- Sec. 1704.209. BOND DISCHARGED ON APPEAL
- Sec. 1704.210. WITHDRAWAL OF SECURITY
- Sec. 1704.211. CORPORATE POWER OF ATTORNEY
- Sec. 1704.212. EFFECT OF DEFAULT BY CORPORATION; NOTICE REQUIRED
- Sec. 1704.213. OFFICE LOCATION

[Sections 1704.213-1704.250 reserved for expansion]

#### SUBCHAPTER F. ENFORCEMENT PROVISIONS

- Sec. 1704.251. INVESTIGATION
- Sec. 1704.252. DISCRETIONARY LICENSE SUSPENSION OR REVOCATION:  
    GROUNDS
- Sec. 1704.253. MANDATORY LICENSE SUSPENSION OR REVOCATION: GROUNDS
- Sec. 1704.2535 FAILURE TO PAY FINAL JUDGMENT BY BAIL BOND SURETY
- Sec. 1704.254. NOTICE AND HEARING
- Sec. 1704.255. APPEAL; VENUE
- Sec. 1704.256. STANDARD OF JUDICIAL REVIEW
- Sec. 1704.257. EFFECT OF BOARD ORDER

[Sections 1704.258-1704.300 reserved for expansion]

#### SUBCHAPTER G. PROHIBITED CONDUCT AND CRIMINAL PENALTIES

- Sec. 1704.301. RETURN OF SECURITY

- Sec. 1704.302. PROHIBITED REFERRALS OF BONDING BUSINESS; OFFENSE
- Sec. 1704.303. BAIL BOND SURETY ACTIVITY; OFFENSE
- Sec. 1704.304. PROHIBITED RECOMMENDATIONS OR SOLICITATIONS; OFFENSE
- Sec. 1704.305. BAIL BOND RECEIPT AND INSPECTION; OFFENSE
- Sec. 1704.306. RECORDS; OFFENSE

**Norma G. Garcia**

Hidalgo County Treasurer

2810 South Business Hwy 281, Edinburg, Texas 78539-6243

Telephone: (956) 318-2506 Fax: (956) 318-2507



## Memorandum

To: Raul Silguero, Budget Officer

From: Norma G. Garcia, County Treasurer *Ngarcia*

Date: August 3, 2010

Subject: Emergency Budget Line-Item Transfer

---

I am respectfully requesting that an emergency budget line-item transfer be made for bail bonds. The transfer is needed in order to pay for expenses incurred and workshop conducted for the Hidalgo County Bail Bond Board by Roger Moore, Attorney at Law.

Please transfer from account 0-1100-415-00-150-002-0-583 (Out of County Travel) to 0-1100-415-00-150-002-0-339 (Other Professional Services) in the amount of \$1,037.34.

Should you have any questions, please do not hesitate to contact the Payroll Division at (956) 318-2506.

---

cc: Damaris Sanmiguel, Senior Budget Analyst, Department of Budget & Management

**Norma G. Garcia**

Hidalgo County Treasurer

2810 South Business Hwy 281, Edinburg, Texas 78539-6243

Telephone: (956) 318-2506 Fax: (956) 318-2507



## Memorandum

To: Raul Silguero, Budget Officer

From: Norma G. Garcia, County Treasurer *NGarcia*

Date: August 3, 2010

Subject: Emergency Budget Line-Item Transfer

---

I am respectfully requesting that an emergency budget line-item transfer be made for bail bonds. The transfer is needed in order to pay for expenses incurred and workshop conducted for the Hidalgo County Bail Bond Board by Roger Moore, Attorney at Law.

Please transfer from account 0-1100-415-00-150-002-0-583 (Out of County Travel) to 0-1100-415-00-150-002-0-339 (Other Professional Services) in the amount of \$1,037.34.

Should you have any questions, please do not hesitate to contact the Payroll Division at (956) 318-2506.

---

cc: Damaris Sanmiguel, Senior Budget Analyst, Department of Budget & Management