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## **OLR Bill Analysis**

### **SB 1122**

#### ***AN ACT CONCERNING THE EXTRADITION OF FUGITIVES.***

#### **SUMMARY:**

This bill expands the circumstances when a court must vacate an order forfeiting a bond and release the professional bondsman, surety bail bond agent, and insurer in cases concerning a principal (the fugitive) detained or incarcerated out of state.

Under current law, the court must take these steps when the (1) bondsman, agent, or insurer provides the court and prosecutor with proof of detention or incarceration and (2) prosecutor declines to seek extradition. The bill also requires the court to vacate such an order if the prosecutor seeks extradition, but only if the bondsman, bail bond agent, or insurer provides proof to the court that he or she paid to the Division of Criminal Justice the costs it will incur in extraditing the principal.

Currently, the division pays the costs of transporting fugitives back to the state.

EFFECTIVE DATE: October 1, 2013

#### **BACKGROUND**

##### ***Surety Bail Bond Agents and Professional Bondsmen***

A surety bail bond agent, through a contract with an insurer, sells bail bonds in criminal cases and is regulated by the insurance commissioner (CGS § 38a-660 et seq.). A professional bondsman puts up personal assets as bond security and is regulated by the emergency services and public protection commissioner (CGS § 29-144 et seq.).

#### **COMMITTEE ACTION**

Judiciary Committee

Joint Favorable

Yea 44 Nay 0 (04/12/2013)