

# ALABAMA PROFESSIONAL BAIL BONDING BOARD

## CHAPTER 153-X-2 DEFINITIONS

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#### 153-X-2-.01 Definitions

**153-X-2-.01 Definitions** The following definitions as used in these rules shall have the following meaning:

- (1) “Board” shall mean the Alabama Professional Bail Bonding Board.
- (2) “Director” shall mean the Executive Director of the Alabama Professional Bail Bonding Board.
- (3) “Company” shall mean a professional bail bond company or professional surety company in the State of Alabama, as defined by the **Alabama Bail Reform Act, Chapter 13 of Title 15, Code of Alabama 1975**.
- (4) “Bail bondsman” shall mean a professional bail bondsman or professional surety as defined by **the Alabama Bail Reform Act, Chapter 13 of Title 15, Code of Alabama 1975**.
- (5) “Premium” shall mean the money paid to a professional bail bond company, professional surety company, professional bail bondsman, or professional surety for release of an arrestee.
- (6) “Arrestee” shall mean any person detained or subject to detention in custody whose release may lawfully be affected by bail.
- (7) “Licensee” shall mean a professional bail bondsman, professional surety, or recovery agent.
- (8) “Bail bond” shall mean a bond for a specified monetary amount executed by the defendant or principal and a qualified licensee which is issued to a court, magistrate, or authorized officer as security for the subsequent appearance of the defendant upon his release from actual custody pending the appearance.
- (9) “Jail” shall mean any police station, sheriff’s office or other place where detained persons are in the custody of law enforcement officials or the Department of Corrections.

(10) “Principal” shall mean the person(s) paying the bail bond premium and/or giving the collateral.

(11) “Surety” shall mean the person/company responsible for the appearance of the defendant in court.

(12) “Recovery Agent” shall mean any individual, other than an attorney or law enforcement officer, utilized by a professional bail bond company, professional surety company, professional bail bondsman, or professional surety to apprehend a defendant who was released on bail and who failed to appear in court when required.

(13) “Bail Enforcement Agent/Bounty Hunter” shall mean a person who is offered or given any compensation by a company or bail bondsman in exchange for assisting the company or bail bondsman in apprehending or surrendering any defendant. This does not preclude the right of a company or bail bondsman to hire counsel or to ask assistance of law enforcement officers.

(14) “Direct Supervision” shall mean any person in the physical presence of and acting pursuant to instructions from a license professional bail bondsman, license professional surety, or license recovery agent.

(15) “Collateral” shall mean any money or thing of value that is held by a professional bail bond company, professional surety company, professional bail bondsman, professional surety to secure a bond, other than the premium.

(16) “Client” shall mean any person who contracts with a professional bail bond company, professional surety company, professional bail bondsman, professional surety for the release of an arrestee.

(17) “Contract” shall mean a negotiated written agreement between a client and/or an arrestee and a professional bail bond company, professional surety company, professional bail bondsman, professional surety along with all conditions of an executed and accepted bond.

(18) “Employee” shall mean any individual engaged in the performance of clerical, stenographic, investigative, administrative, or other duties of a professional bail bond or professional surety company who has contact with the public of any kind. No person whose bail bondsman license has been revoked may be employed by a bail bond company in any capacity.

**Author:** Alabama Professional Bail Bonding Board

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