

YOUR EXAM CONTENT OUTLINE

for examinations on or after July 1, 2006.

If you do not receive both pages of this outline, please contact Thomson Prometric.

The following outline describes the content of one of the Arizona insurance examinations. The outlines are the basis of the examinations. The examination will contain questions on the subjects contained in the outline. The percentages indicate the relative weights assigned to each part of the examination. For example, 10 percent means that 6 questions will be drawn from the section on a 60-question exam, 10 will be drawn on a 100-question exam and 15 will be drawn on a 150-question exam.

Arizona Examination for Bail Bond Agent

Series 13-35

60 questions – One-hour time limit

1.0 Insurance Regulation 25%

1.1 Licensing (Rule R20-6-601(C))

- License application requirements (20-285)
- Persons to be licensed (20-340, 340.01)
- Surety bond required (20-340.02)
- Maintenance and duration of license
 - Expiration, surrender and renewal (20-289)
 - Change of address (20-286(C))
 - Report of actions (20-301)
- Disciplinary actions
 - Denial, suspension, revocation or refusal to renew (20-295, 296)
 - Cease and desist order (20-292)
 - Civil penalties (20-295(F, G))

1.2 Agent regulation

- Director's general duties and powers (20-142, 340.05)
- Bail recovery agent (20-340, 340.04, RL 13-3885(C-G))
- Place of business (20-340.01(C))
- Employees (Rule R20-6-601(D)(2, 3); RL 13-3885(D))
- Records maintenance (20-340.01(D-G); Rule R20-6-601(D)(8))
- Prohibited conduct (20-340.03; Rule R20-6-601(D))
 - Solicitation where prisoners are confined
 - Failure to act as fiduciary
 - Nondisclosure of fees or charges
 - Practice of law
 - Referral of attorney
 - Signing bond in blank

- Entry into an occupied residential structure (RL 13-3885(B)(1))
- Apprehension or arrest of bailee (RL 13-3885(B)(2))
- Uniform/badge identification (RL 13-3885(B)(3))
- Permitting others to apprehend or arrest (RL 13-3885(B)(4))

Charges, refunds and rebates (Rule R20-6-601(E))

2.0 The Legal Framework 30%

2.1 Authority

- Express
- Implied
- Apparent

2.2 Contracts

- Elements of a legal contract
 - Offer and acceptance
 - Consideration
 - Competent parties
 - Legal purpose
- Classifications of contracts
 - Formal and informal
 - Unilateral and bilateral
 - Executory and executed contracts
 - Express and implied

- Concealment
- Fraud

2.3 Court jurisdictions

- Original jurisdiction
 - Territorial
 - Subject-matter
 - Personal
- Appellate jurisdiction

2.4 Terminology

- Acquit
- Adjudicate
- Capital offense
- Conviction
- Custody
- Defendant
- Disposition
- Exoneration
- Extradition
- Felony
- Fugitive
- Hearing
- Incarceration
- Indictment
- Misdemeanor

Recognizance
Revoke
Supervening indictment
Suspend
Warrant
Writ

3.0 Bail Bond Principles and Practices 45%

3.1 Parties to a surety bond

Principal
 Indemnitor for principal
 Indemnity agreement

Obligee

Surety

3.2 Duties of bail bond agent

Approval

Premium receipt

(20-340.01(E); Rule R20-6-601(E)(3))

Power of attorney

Collateral and trust obligations

(Rule R20-6-601(E)(4))

3.3 Types of bonds

Personal surety bond

Corporate surety bond

Criminal defendant bonds

 Bail

 Appeal

 Supersedeas

 Habeas corpus

 Extradition

 Property bond

 Nonsurety/cash

 Ten percent surety

3.4 Procedure

Application for bond (Surety/defendant contract)

Collateral security

Surety contract

Posting the bond

Informational notice

3.5 Court procedures

Court appearances

 Initial appearance

 Trial

 Appeal

Conditions of release

 Prior to trial

 Pending appeal

Failure to appear

Revocation of bail

3.6 Release of surety

3.7 Surrender of principal (defendant)

Exoneration of bond

Return of premium (Rule R20-6-601(E)(5))

Return of collateral

(20-340.03(A)(6); Rule R20-6-601(E)(4))

3.8 Bond forfeiture

Motion

Notice to defendant and sureties

Judgment

Dispersal of funds

Time limit for appeals

Arrest after forfeiture