



The Arkansas Professional Bail Bondsman Pre License Test Ronnie H. Minnick

- 1. Admission to bail** means an order from a constable that the defendant be discharged from actual custody on bail and fixing the amount of the bail, True / False
- 2. Direct supervision** means the person is in the physical presence of and acting pursuant to instructions from an Arkansas Law Enforcement Agent. True / False
- 3. Taking of bail** includes fixing the amount of bail. True / False
- 4. Bail bond or appearance bond"** means a bond for a specified monetary amount which is executed by the qualified **licensee** only under this chapter and which is **issued to a court**, magistrate, or authorized officer as security for the subsequent **court appearance** of the defendant upon his or her release from actual custody pending the appearance. True / False
- 5. Professional bail bondsman** means an individual who is a resident of this state and who acts through authority of a professional bail bond company in pledging a bail bond as security in a judicial proceeding. True / False
- 6. Bail bond or appearance bond"** means a bond for a specified monetary amount which is executed by the **defendant** under this chapter and which is **issued to a court**, magistrate, or authorized officer as security for the subsequent **court appearance** of the defendant upon his or her release from actual custody pending the appearance. True / False
- 7. The Professional Bail Bond Licensing Board** shall be composed of **eight (8) members** to be appointed by the **Governor** for terms of **eight (8) years**. True / False
- Three **(3)** members of the Board shall be licensed bail bond **company owners**, one (1) a municipal **chief of police**, one (1) a **county sheriff**, one (1) a **municipal or circuit judge**, one (1) **Arkansas Legislator**, and one a **resident** of the state who are not a bail bond company owner, an elected judge, a sheriff, or a chief of police. True / False
- 9. The Professional Bail Bond Company and Professional Bail Bondsman Licensing Board** shall adopt such **reasonable rules and regulations** as it shall deem necessary to assure the effective and efficient administration. True / False



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10. **Applications for bail** made to a judge or magistrate must always be by **written petition** signed by the defendant or his or her counsel briefly stating the offense for which he or she is committed and naming the persons offered as surety. True / False
11. The following may **take bail**: (1) A **judge, magistrate, or clerk** of the court; (2) A **sheriff** or deputy sheriff with respect to any person committed to the common jail of the county; (3) Any **law enforcement officer designated** by a municipal police department with respect to any person committed to a municipal jail; (4) A **law enforcement officer** making an arrest as authorized under § 16-81-109; and (5) **A Constable**. True / False
12. Whenever the defendant is **admitted to bail** in a specified sum, he or she may **deposit the sum of cash** with the proper city or county official in the city or county in which the trial is directed to be had and take from the official a receipt of the deposit, upon delivering which to the officer whose custody he or she is, he or she shall be discharged. True / False
13. The only **Surety** in the State of Arkansas that courts may accept is a surety bond executed by a professional bail bondsman acting through a professional bail bond company. True / False
14. Proof that the surety is a **licensed professional bail bondsman** may be accepted by all courts in this state as sufficient security or additional security may be required in the discretion of the court. True / False
15. **No attorney**, solicitor, or counselor at law or in equity, clerk, **sheriff, chief of police, law enforcement officer**, or other person concerned in the execution of any process, shall become a personal guarantor or surety in any criminal proceeding. However a spouse of a attorney, sheriff, chief of police, or law enforcement officer may be a professional bail bondsman. True / False
16. If the surety is a professional bail bondsman, the undertaking of the surety shall be in a form prescribed by the regulations of the **Professional Bail Bond Company and Professional Bail Bondsman Licensing Board** or with a form approved by the **Arkansas Bar Association**. True / False



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17. If **no day is fixed** for the appearance, or an impossible day, or a day in vacation, the bond or recognizance, if for his or her appearance before a **judge or magistrate**, shall be considered as binding the defendant so to appear and surrender himself or herself into custody for an examination of the charge in **twenty (20) days** from the time of his or her giving the bond or recognizance. True / False

18. **Bail During Trial:** During the trial of an indictment for a **misdemeanor**, the defendant may **remain on bail**. However, for a **felony** when a defendant is upon bail, he or she may **remain upon bail** or be kept in **actual custody** as the **court may direct**. If the defendant remains on bail, any surety's liability shall be exonerated unless the **surety has agreed** to remain as the surety until final judgment is rendered. True / False

19. While confined and awaiting trial in any prison or jail in this state, no prisoner **shall be denied** the right to (1) Consult an **attorney** of the prisoner's own choosing; (2) Call a **physician** of the prisoner's own choosing if in need of one; (3) Place **free telephone calls to a bondsperson** only if the bondsman has provided the jail with a prepaid telephone for use by the inmates. True / False

20. A bondsman may require that the inmate prior to release agree to engage the services of a specified attorney having sufficient expertise in his/her criminal matter. True / False

21. **A bondsman cannot enter a police station, jail, sheriff's office**, or other place where persons in custody of the law are detained, for the purpose of obtaining employment as a professional bail bondsman or professional bail bond company, without having been **previously called** by a person so detained or by some relative or other authorized person acting for or in behalf of the person so detained. Whenever such an entry occurs, the person in charge of the facility shall be given and promptly record the mission of the licensee and the name of the person calling the licensee and requesting him or her to come; True / False

22. **A bondsman cannot solicit business or advertise for business** in or about any place where prisoners are confined or in or about any court. However if a family in the waiting room of a sheriff's office requests the bondsman's services is not considered "soliciting". True / False



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23. A bondsman cannot accept anything of value from a principal except the **premium**, provided that the licensee shall be permitted to accept **collateral** security or other indemnity from the principal, giving a prenumbered written receipt therefor, which shall be **returned upon final termination of liability on the bond**. During the time the bond contract is open however, the bondsman may use the collateral for bail bond business purposes. True / False
24. All business cards, signs, telephone ads, newspaper ads, or any other type of advertising by professional bail bond companies shall display the **company name prominently** to assure that the identity of the company doing the advertising is readily apparent. However with the consent of the company, the bail agent may have his name in a larger and bolder text than the company. True / False
25. The telephone list shall be prepared by the **Circuit Clerk** of each county and shall contain the names of the professional bail bond companies that are **registered** with the **Circuit Clerk** for the purpose of being included on the list. True / False
26. With regard to the telephone list, once a professional bail bond company has registered to be on the phone list, it shall not be necessary for it to register each year; and the company shall keep its place on the list from year to year unless the company's license has been revoked, canceled, or not renewed. Professional bail bond companies shall be included on the list in the order in which they were initially registered with the circuit clerk. True / False
27. The telephone list shall contain three (3) columns, the second column shall contain the local address of the company, and the third column shall contain only two telephone numbers of the company. True / False



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Bail Bond Pre License 1

Name

Signature