

Examination Content Outline – Effective: January 15, 2020

NORTH CAROLINA PROFESSIONAL BAIL BONDSMAN, SURETY BAIL BONDSMAN, AND BAIL BOND RUNNER EXAMINATION CONTENT OUTLINE

(100 scored questions)

This examination will test topics listed on the following content outline and is composed of one-hundred (100) four-option, multiple choice questions.

- I. POWERS AND DUTIES OF THE COMMISSIONER 5**
Ref: G.S. 58-71-5, 82, 85, 185, G.S. 58-2-69(b), 69(c), 70
 - A. General Powers**
 - B. Examinations**
 - C. Hearings**
 - D. Penalties**
- II. LICENSING 10**
Ref: G.S. 58-71-1, 15, 40, 41, 50, 65, 71, 75, 80-82, 105, 115, 160, 140, 141, 11 NCAC 13.0504
 - A. Definitions**
 - 1. Bail Bondsman
 - 2. Accommodation Bondsman
 - 3. Supervising Bail Bondsman
 - 4. Surety Bondsman
 - 5. Professional Bondsman
 - 6. Runner
 - 7. First Year Licensee
 - 8. Insurer
 - 9. Surety
 - 10. Resident
 - B. Application/Examination**
 - C. License Requirements**
 - D. License Renewal**
 - 1. Fees
 - 2. Continuing Education
 - 3. Process Timeline
 - E. Electronic Bondsmen Registry**
 - F. Appointments/Affidavits**
- III. PROHIBITED PRACTICES 15**
Ref: G.S. 58-71-80, 95, 105, 110
 - A. Solicitation**
 - B. Impersonation of Law Enforcement Officer or Judicial Official**
 - C. Excessive Premiums/Collateral**
- IV. BAIL BOND PROCEDURES 18**
Ref: G. S. 58-71-20, 25, 30, 40, 81, 140; G.S. 15A-26-540; 11 NCAC 13.0512, .0515
 - A. General Duties**
 - 1. Duty to Carry License
 - 2. Appearance Bond
 - 3. Appearance Bond Affidavit
 - 4. Registration of License and Powers of Attorney

- 5. Receipts for Premium and Collateral
- 6. Approval of Forms
- 7. Notice of Receivership

- B. Arrests/Surrenders**
 - 1. Reasons for Surrender
 - 2. Return of Premium after Surrender
 - 3. Procedures for Surrender before/after Breach of Contract

V. FIDUCIARY RESPONSIBILITIES 25

Ref: G.S. 58-71-20, 35, 100, 145, 165, 167, 168, 175; 58-71-95; 11 NCAC 13.051, .0508, .0512, .0515

- A. Premiums**
- B. Record Keeping**
 - 1. Monthly Reports
 - 2. Daily Bond Registers
 - 3. Premium Receipts
 - 4. Collateral Receipts
 - 5. Memorandum of Agreement
 - 6. Maintenance of Records
- C. Collateral**
 - 1. Penalties
 - 2. Trust Accounts
 - 3. Return of Collateral
 - 4. Indemnity Agreements
- D. Principal Bond Limits for Professional Bondsmen**
 - 1. Minimum Deposits
 - 2. Maximum Liability

VI. FORFEITURES 18

Ref: G.S. 26-15A-544

- A. Notice of Forfeiture**
 - 1. Standardized Form
 - 2. Date Notice Given
 - 3. Final Judgment Date
- B. Motion to Set Aside**
 - 1. Seven Reasons for Filing a Motion to Set Aside
 - 2. Certificate of Service
 - 3. Filing of Motion
 - 4. 20-Day Objection Period
- C. Final Judgment of Forfeiture**
 - 1. Docketing and Enforcement of Final Judgment
 - 2. Relief from Final Judgment

VII. BAIL BOND TERMINOLOGY 5

Ref: G.S. 58-71-1, 155; 15A-531, 534(h); Black's Law Dictionary, Dictionary of Insurance Terms

- A. Bail**
- B. Bail Bonds**
- C. Principal**
- D. Obligor**
- E. Collateral**
- F. Power of Attorney**
- G. Surety**
- H. Premium**
- I. Trust Account**
- J. Cash Bond**

K. Final termination of liability

**VIII. NORTH CAROLINA STATUTES AND REGULATIONS
PERTINENT TO BAIL BONDSMEN.....4**

Ref: G.S. 58-2-69(b)(c); 58-71-50, 58-71-200, 51, 55, 75, 80;

Chapter 150B

A. Access to Civil and Criminal Records

B. Required notifications to Commissioner

**C. Reasons for license denial, suspension,
revocation**

D. Administrative Procedure Act