

Examination Content Outline – Effective: May 18, 2023

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. LICENSING10**
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 PROCEDURES18**
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