

PROPOSED ACT CONCERNING THE COSTS OF EXTRADITING FUGITIVES

Effective October 1, 2016

Section 1.

All Surety Bail Bond Agents as defined in 38a-660 and all Professional Bondsmen as defined in 29-144 shall pay an annual fee of two hundred dollars into the Division of Criminal Justice Bail Bonds Extradition Account. Said account shall be established for the purpose of funding the Division of Criminal Justice's efforts to return fugitives who have failed to appear on Surety or Professional Bail Bonds to this State for prosecution as outlined in this Act.

Section 2.

The Division of Criminal Justice, in consultation with the bail bonds industry, shall adopt a costs schedule for the purposes outlined in Section 1 of this Act.

Section 3.

The costs associated with the extradition of fugitives as outlined in this Act shall be funded by the Division of Criminal Justice Bail Bonds Extradition Account.

Section 4.

The Division of Criminal Justice Bail Bonds Extradition Account shall be a separate, non-lapsing account within the Insurance Fund established under section 38a-52a. The account shall contain any moneys required by law to be deposited in the account. Each Surety Bail Bond Agent as defined in 38a-660 and each Professional Bondsmen as defined in 29-144 that is licensed in this State on October 1, shall annually, on or before November thirtieth, pay to the Insurance Commissioner a fee of two hundred dollars for deposit into the Division of Criminal Justice Bail Bonds Extradition Account within the Insurance Fund. The fees received by the Insurance Commissioner shall be dedicated to covering the costs of extraditions outlined in Sections 1 and 3 of this Act. Any Surety Bail Bond Agent or Professional Bondsmen that fails to pay the fee by the due date shall be fined ten dollars a day for each day from the date such fee was due. All fines collected under this section shall be deposited in the account. The Insurance Commissioner may suspend the license of any Surety Bail Bonds Agent that fails to pay the fee established by this Act and shall notify the Commissioner of Emergency Services and Public Protection of any Professional Bondsmen that fails to pay such fee. The Commissioner of Emergency Services and Public Protection shall provide a list annually of all licensed Professional Bondsmen to the Insurance Commissioner for the purposes of the Act and may suspend the license of any Professional Bondsmen that fails to pay the fee established by this Act.

The Division of Criminal Justice shall have access to the funds in this Account in a manner specified by the Division of Criminal Justice, which will be used to offset its actual extradition expenditures as outlined in this Act.

Section 5.

Each State's Attorney or his / her designee shall place geographic limits of extradition upon all warrants of arrest prior to said warrants submission to the appropriate law enforcement agency.

Each Municipal police department, the Department of Emergency Services and Public Protection and any other Department with authority to effectuate an arrest shall, within two weeks of receiving a felony warrant for the arrest of an individual, enter said warrant, including the jurisdictional limits of extradition as ordered by the proper State's Attorney or his /her designee, [information] into the National Crime Information Center (N.C.I.C.) database. [Said information shall include the jurisdictional limits of extradition as ordered by the proper State's Attorney or his /her designee].

Section 6.

When a person is convicted of an offense for which he was extradited using funds from the Division of Criminal Justice Bail Bonds Extradition Account, the court may, in addition to imposing any sentence authorized by law, order the offender to reimburse said account for any funds that it expended in extraditing him for the offense.

[In all cases where an individual is being prosecuted for an offense which required funds to be expended from the Division of Criminal Justice Bail Bonds Extradition Account as outlined by this Act, the Division of Criminal Justice shall request the Court to order reimbursement to said account as a condition upon any conviction in said prosecution. Any recovered funds will be returned to the account in accordance with Section 3 of this Act]

In any case in which an individual is convicted of Failure to Appear, the Division of Criminal Justice may seek, and the court may order, an assessment of an amount up to fifty dollars. Such assessments shall be collected in a manner that fines are collected in criminal cases and shall be deposited in the Division of Criminal Justice Bail Bonds Extradition Account.

Statement on Intent:

To create a new independent account funded by the bail bonds industry and administered by the Insurance Commissioner for the purpose of providing funding to the Division of Criminal Justice efforts to extradite fugitives who have absconded on bail bonds to jurisdictions outside the State of Connecticut for prosecution of crimes occurring within Connecticut.