

Ordinance No.

AN ORDINANCE regulating and licensing Bail Bondsmen and Associate Bail Bondsmen, fixing license fees and amending Ordinance 48022 (License Code) by adding new sections thereto designated 331 to 331.8 inclusive.

*4/2/60 - hearing set 3
w/da - up 3/24/60 - Lic Div
will notify the industry
3/24/60 - pass*

Council Bill No.

INTRODUCED: FEB 1 1960	BY License
REFERRED: FEB 1 1960	TO: Finance License
RECORDED: FEB 2 1960	SECOND READING: FEB 2 1960
THIRD READING: FEB 2 1960	BOND: FEB 2 1960
PRESENTED TO MAYOR: FEB 2 1960	APPROVED: FEB 2 1960
SENT TO CITY CLERK: FEB 2 1960	PUBLISHED: MAR 19 1960
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL _____	PAGE _____

SEE BACK COVER

Handwritten: 20-1-1974
115

ORD. 92781 AMENDS SEC. 331.3 TO INCLUDE THE FURNISHING OF SURETY BONDS.
ORD. 100478 AMENDS SEC. 331.5 (ETAL) TO REDUCE MINIMUM AGE FROM 21 TO 18 YRS OF AGE.

ORDINANCE 89048

AN ORDINANCE regulating and licensing Bail Bondsmen and Associate Bail Bondsmen, fixing license fees and amending Ordinance 48022 (License Code) by adding new sections thereto designated 331 to 331.8 inclusive.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Ordinance 48022 be amended by adding new sections thereto designated 331 through 331.8 to read as follows:

Section 331. BAIL BONDSMAN'S LICENSE REQUIRED: It shall be unlawful to be or become a Bail Bondsman in The City of Seattle without first having obtained a valid and subsisting license so to do to be known as a "Bail Bondsman's License", the annual fee for which is hereby fixed at Two Hundred Fifty Dollars (\$250.00) per annum.

Section 331.1. ASSOCIATE BAIL BONDSMAN'S LICENSE: It shall be unlawful to be or become an Associate Bail Bondsman without having first obtained a valid and subsisting license so to do to be known as an "Associate Bail Bondsman's License", the annual fee for which is hereby fixed at Five Dollars (\$5.00).

The application for an Associate Bail Bondsman's License by any person other than the person signing an application for a Bail Bondsman's License shall be accompanied by a written statement from the holder of a Bail Bondsman's License that the applicant is associated with such business as a partner or employee, as the case may be, and requesting the granting of a license to such applicant.

Section 331.2. The expiration date of a Bail Bondsman's License or an Associate Bail Bondsman's License shall be midnight of December 31st of each year.

AMENDED ORB,
92781

Section 331.3. DEFINITIONS: BAIL BONDSMAN, ASSOCIATE BAIL

BONDSMAN: The term "Bail Bondsman" shall include any one who, as a business procures or furnishes, or as surety executes, or who represents himself by advertising or solicitation or otherwise as being in the business of procuring, furnishing or executing appearance or appeal property bonds for persons charged with the violation of any law or ordinance in the Municipal Court of The City of Seattle, any Justice Court, Superior Court or Federal Court therein, or who shall post cash bail for any such person and for which service a fee is charged, demanded or received.

"Associate Bail Bondsman" shall mean any natural person who, in the business of a bail bondsman as owner, employee, servant or agent, offers to or does procure or furnish or execute appearance or appeal property bonds or posts cash bail.

Section 331.4. Applications for such licenses shall be made to the City Comptroller on forms approved by him.

Attached to the application for a Bail Bondsman's License shall be a list of all judgments, if any, rendered against the applicant in any court during the year immediately preceding application, the date on which such judgments were satisfied, and a list of actions, if any, pending in any court on forfeited bonds furnished by the applicant.

Corporations applying, shall furnish the name of the state in which incorporated, the amount of paid-in capital, the names and addresses of all officers and of all stockholders owning 10% or more of the corporation stock and evidence that all corporation license fees due the State of Washington have been paid.

Each applicant for a Bail Bondsman's License or Associate

Bail Bondsman's License shall furnish a set of the applicant's fingerprints to the Chief of Police, taken at the Police Department on forms provided and in manner prescribed by the Chief of Police.

The City Comptroller shall notify the Chief of Police of all applications for Bail Bondsman's and Associate Bail Bondsman's Licenses. The Chief of Police shall investigate the qualifications of each applicant as prescribed in Section 331.5 of this ordinance and shall report to the City Comptroller as to whether the applicant is or is not so qualified.

AMENDED ORD:
100478

Section 331.5. QUALIFICATIONS OF LICENSEE: In addition to the General qualifications of applicants for licenses set forth in this ordinance, no license to engage in the business of Bail Bondsman or Associate Bail Bondsman shall be issued to any of the following:

- (a) To anyone who has been the holder of a license as a bondsman which has been revoked within a period of two years prior to the date of application.
- (b) To a firm or partnership whose members would be ineligible for a license as bondsman as individuals under the provisions of this ordinance, or to any corporation whose controlling shareholders or managing officers would be so ineligible.

Provided, further, that no licenses shall be issued to any applicant therefor unless such applicant is:

- (c) actively engaged in or connected with the business of executing bail and appeal bonds for which such license is sought;
- (d) over twenty-one (21) years of age, is a citizen of the United States and a resident of the State of Washington;

(e) of good moral character, financially responsible, and has not been convicted of a felony or a misdemeanor involving moral turpitude, within fifteen (15) years preceding such application.

Section 331.6. RECORDS TO BE KEPT BY LICENSEE: Every bondsman shall keep a full, complete and accurate record of all bonds made, fees charged and received, and all property, money, or other thing of value demanded and taken from any person as security for such a bond. A receipt, accurately describing such property, money, or other thing of value taken as security from any person shall be issued by the bondsman to such person. Such records shall be open to inspection at any time by the City Comptroller or his designated deputy.

Section 331.7. EMPLOYMENT OF SOLICITORS OR RUNNERS PROHIBITED: It shall be unlawful for any bondsman as herein defined to employ or hire or use anyone other than the holder of an Associate Bail Bondsman's License to act or serve as solicitor or runner for the procurement of clients or customers.

Section 331.8. DUTIES AND OBLIGATIONS OF BONDSMAN: Each licensee hereunder:

(a) Shall furnish each person for whom a bond is executed an itemized receipt showing the character of services rendered and a true itemized amount of the consideration paid or given for each item of service rendered. A copy thereof shall be retained in the file of the bondsman's office for inspection.

(b) Shall not directly or indirectly pay or give or promise to pay or give to any person any compensation to secure or refer, or for securing or referring bond business or clients to or for said bondsman or any other bondsman.

(c) Shall not directly or indirectly influence or promise or in any way attempt to influence any court or any public official or any witness in any case.

(d) Whenever any person engaged in the bonding business shall enter a city jail, police precinct or station or other place where persons in the custody of the law are detained, he shall forthwith state to the person designated by the Chief of Police his mission there, the name of the person or officer calling him and such name shall be recorded by the officer or employee in charge thereof.

(e) Failure of any Bail Bondsman to comply with the conditions of any agreement which he as surety shall make in any appearance or surety bond required by a judge of any above mentioned court, shall be cause for suspension or revocation of the Bail Bondsman's License.

(To be used for all Ordinances except Emergency.)

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 29 day of February, 1960,
and signed by me in open session in authentication of its passage this 29 day of February, 1960.
Wend Linn

President.....of the City Council.

Approved by me this 2 day of March, 1960

Johnson S. Clinton
Mayor.

Filed by me this 2 day of March, 1960.

C. J. Granderson

Attest: _____
City Comptroller and City Clerk.

(SEAL)

Published MAR 19 1960

By W. A. Perino
Deputy Clerk.

ASSISTANT CORPORATION COUNSEL

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THE CITY OF SEATTLE
LAW DEPARTMENT

515 COUNTY-CITY BUILDING

A.C. VAN SOELEN, CORPORATION COUNSEL

January 29, 1960

CITY PROSECUTOR
BRUCE MACDOUGALL

JUNIOR ASSISTANTS
THOMAS J. OWENS
ARTHUR T. LANE
C. D. FRANSEN
PETER K. STEERE

SECRETARY
FAY FORDE

CLAIM AGENT
JOHN F. COOPER

Re: Bail Bondsmen.

License Committee
City Council

Honorable Members:

Pursuant to your request of January 8, 1959 we have reviewed an undated draft of proposed legislation to license and regulate certain "Bail Bondsmen" and find no apparent legal objection to the objective thereof, or the regulations imposed thereby.

A number of changes are required in the form of the ordinance and the title, which we have redrafted in final form for your further consideration.

Yours very truly

A. C. VAN SOELEN
Corporation Counsel

By *A. L. Newbould*

A. L. NEWBOULD
Assistant

ALN:FF

Enc

cc City Comptroller

The City of Seattle--Legislative Department

MR. PRESIDENT:

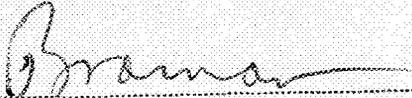
Date Reported
and Adopted

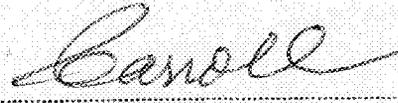
Your Committee on Finance and License
to which was referred C.B. 80467,

FEB 29 1960

regulating and licensing Bail Bondsmen and Associate
Bail Bondsmen, fixing license fees and amending Ordinance 48022 (License
Code) by adding new sections thereto designated 331 to 331.8 inclusive,

RECOMMEND THAT THE SAME DO PASS.


Fin.
Chairman


Lic.
Chairman

Committee

Committee

ORDINANCE NO. 89048

AN ORDINANCE regulating and licensing Bail Bondsmen and Associate Bail Bondsmen, fixing license fees and amending Ordinance 48622 (License Code) by adding new sections thereto designated 331 through 331.3 inclusive.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Ordinance 48622 be amended by adding new sections thereto designated 331 through 331.3 to read as follows:

Section 331. BAIL BONDSMAN'S LICENSE REQUIRED: It shall be unlawful to be or become a Bail Bondsman in The City of Seattle without first having obtained a valid and subsisting license so to do to be known as a "Bail Bondsman's License," the annual fee for which is hereby fixed at Two Hundred Fifty Dollars (\$250.00) per annum.

Section 331.1. ASSOCIATE BAIL BONDSMAN'S LICENSE: It shall be unlawful to be or become an Associate Bail Bondsman without first having obtained a valid and subsisting license so to do to be known as an "Associate Bail Bondsman's License," the annual fee for which is hereby fixed at Five Dollars (\$5.00).

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"Associate Bail Bondsman" shall mean any natural person who, in the business of a bail bondsman as owner, employee, servant or agent, offers to or does procure or furnish or executes appearance or appeal property bonds or posts cash bail.

Section 331.4. Applications for such licenses shall be made to the City Comptroller on forms approved by him. Attached to the application for a Bail Bondsman's License shall be a list of all judgments, if any, rendered against the applicant in any court during the year immediately preceding application, the date on which such judgments were satisfied, and a list of actions, if any, pending in any court on forfeited bonds furnished by the applicant.

Corporations applying shall furnish the name of the state in which incorporated, the amount of paid-in capital, the names and addresses of all officers and of all stockholders owning 10% or more of the corporation stock and evidence of the corporation stock and evidence of the corporation stock.

Affidavit of Publication

STATE OF WASHINGTON, | ss.
COUNTY OF KING

M. E. Brown, being first duly sworn, on oath deposes and says that he is the business manager and one of the publishers of The Daily Journal of Commerce, a daily newspaper. That said newspaper is a legal newspaper and it is now and has been for more than six months prior to the date of the publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the said Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of said King County.

That the annexed is a true copy of

ORDINANCE NO 89048

....., as it was published in the regular issue (and not in supplement form) of said newspaper on the 19th day of March 1960, and that said newspaper was regularly distributed to its subscribers during all of said period.

M. E. Brown

Subscribed and sworn to before me this

19th day of March 1960

Yvonne Bloomfield

Notary Public in and for the State of Washington, residing at Seattle. (This form officially sanctioned by Washington State Press Association.)