



**GEORGE DALE**  
Commissioner of Insurance  
State Fire Marshal

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**STATE OF MISSISSIPPI**  
Mississippi Insurance Department

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**MISSISSIPPI DEPARTMENT OF INSURANCE  
BULLETIN NO. 2004-3**

**March 8, 2004**

**TO: COURT CLERKS**

**RE: ORDERS OF REVOCATION IN BAIL BOND FORFEITURE  
PROCEEDINGS**

The purpose of this bulletin is to offer guidance to facilitate the proper procedure for the revocation of surety licenses in the event of bail bond forfeitures.

There are two types of professional bail agents: Limited Surety agents and Personal Surety agents. Limited Surety agents are those individuals who write bail bonds on behalf of a licensed insurance company. Personal Surety agents are those who stand personally liable for the bonds they write.

Therefore, when a bond is written by a Limited Surety agent the **licensed insurance company** is the surety on the bail bond. Information on licensed companies may be obtained by accessing the Department's website at <http://www.doi.state.ms.us/licapp>. The name of the surety is not the same as the trade name under which the Limited Surety agent is doing business (i.e. John Doe Bail Bonding Company). The current law provides that in the event of a bail bond forfeiture the licenses of both the licensed insurance company and its agents (including the Limited Surety agent) shall be revoked.

When a bond is written by a Personal Surety agent, the Personal Surety agent is the surety on the bond. Consequently, in the event of a bail bond forfeiture, the Personal Surety agent's license, as surety on the bond, shall be revoked and his or her qualification bond forfeited.

Although the procedures in both cases are similar, there are important differences which the attached proposed forms illustrate. The forms accompanying this bulletin are respectfully suggested formats for your consideration when entering Orders of Revocation of License against sureties in bail bond forfeiture proceedings.

For clarification of this bulletin, you may contact our Department by telephone at (601) 359-3569 or access the Department's website at <http://www.doi.state.ms.us>.

Respectfully,

**GEORGE DALE**  
COMMISSIONER OF INSURANCE

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_, MISSISSIPPI

STATE OF MISSISSIPPI

PLAINTIFF

VERSUS

CAUSE NO.: \_\_\_\_\_

\_\_\_\_\_

DEFENDANT

\_\_\_\_\_

SURETY

\_\_\_\_\_

LIMITED SURETY AGENT

**ORDER FOR REVOCATION OF LICENSE**  
**(LIMITED SURETY)**

THIS DAY this cause came on to be heard upon the motion, ore tenus, by \_\_\_\_\_, to direct the Commissioner of Insurance to revoke the authority of the above named Surety and its agents to write bail bonds in this state pursuant to Section 99-5-25 of the Mississippi Code of 1972, as amended. The Court being fully advised in the premises finds that bail for the defendant in this cause has been ordered forfeited, and that final judgment has been properly entered against the Surety for such forfeiture. The Court further finds that said motion is well-taken and should be granted.

**IT IS THEREFORE ORDERED AND ADJUDGED** that the Commissioner of Insurance shall revoke the authority of the aforesaid Surety and its agents to write bail bonds in the State of Mississippi.

**SO ORDERED AND ADJUDGED**, this the \_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
JUDGE

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_, MISSISSIPPI

STATE OF MISSISSIPPI

PLAINTIFF

VERSUS

CAUSE NO.: \_\_\_\_\_

\_\_\_\_\_

DEFENDANT

\_\_\_\_\_

SURETY

**ORDER FOR REVOCATION OF LICENSE**  
**(PERSONAL SURETY)**

THIS DAY this cause came on to be heard upon the motion, ore tenus, by \_\_\_\_\_, to direct the Commissioner of Insurance to revoke the authority of the above named Surety and its agents to write bail bonds in this state pursuant to Sections 99-5-25 and 83-39-7 of the Mississippi Code of 1972, as amended. The Court being fully advised in the premises finds that bail for the defendant in this cause in the amount of \$ \_\_\_\_\_ has been ordered forfeited, and that final judgment has been properly entered against the Surety for such forfeiture. The Court further finds that said motion is well-taken and should be granted.

**IT IS THEREFORE ORDERED AND ADJUDGED** that the Commissioner of Insurance shall revoke the authority of the aforesaid Surety and its agents to write bail bonds in the State of Mississippi, and that the Commissioner of Insurance shall order the qualification bond of the surety forfeited in the amount of \$ \_\_\_\_\_.

**SO ORDERED AND ADJUDGED**, this the \_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
JUDGE