

COMMITTEE ON JUDICIARY

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2432

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 13-3974, Arizona Revised Statutes, is amended to
3 read:

4 13-3974. Exoneration of appearance bond

5 A. A surety ~~may~~ SHALL be relieved from liability on ~~an~~ THE appearance
6 bond UPON WHICH THE DEFENDANT IS RELEASED AT THE TIME THE DEFENDANT IS
7 SURRENDERED if the surety surrenders the defendant ON THAT APPEARANCE BOND
8 into the custody of the sheriff of the county in which the prosecution is
9 pending ON OR BEFORE THE DAY AND TIME THE DEFENDANT IS ORDERED TO APPEAR IN
10 COURT and the sheriff reports the surrender to the court.

11 B. EXCEPT AS PROVIDED IN SUBSECTION C, UPON APPROVAL OF THE COURT, A
12 SURETY MAY BE RELIEVED FROM LIABILITY ON THE APPEARANCE BOND UPON WHICH THE
13 DEFENDANT IS RELEASED AT THE TIME THE DEFENDANT IS SURRENDERED IF THE SURETY
14 SURRENDERS THE DEFENDANT INTO THE CUSTODY OF THE SHERIFF OF THE COUNTY IN
15 WHICH THE PROSECUTION IS PENDING WITHIN TWENTY-ONE DAYS AFTER THE DEFENDANT'S
16 FAILURE TO APPEAR AND THE SHERIFF REPORTS THE SURRENDER TO THE COURT.

17 C. IF THE SURETY SURRENDERS THE DEFENDANT TO THE SHERIFF AS PROVIDED
18 IN SUBSECTION B, THE COURT MAY ORDER FORFEITURE OF UP TO TEN PER CENT OF THE
19 APPEARANCE BOND OR ONE THOUSAND DOLLARS, WHICHEVER IS GREATER."

20 Amend title to conform

and, as so amended, it do pass

EDWIN W. FARNSWORTH
Chairman

2432-se-jud
2/16/12
H:lae