

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

**SESSION LAW 2007-399
SENATE BILL 1327**

AN ACT TO ADD AN EXCEPTION TO THE CIRCUMSTANCES UNDER WHICH
A SURETY ON A BAIL BOND IS NOT REQUIRED TO RETURN THE
PREMIUM ON THE BOND UNDER THE LAWS REGULATING BAIL
BONDSMEN AND RUNNERS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 58-71-20 is amended by adding new subdivisions to read:
"§ 58-71-20. **Surrender of defendant by surety; when premium need not be returned.**

At any time before there has been a breach of the undertaking in any type of bail or fine and cash bond the surety may surrender the defendant to the sheriff of the county in which the defendant is bonded to appear or to the sheriff where the defendant was bonded; in such case the full premium shall be returned within 72 hours after the surrender. The defendant may be surrendered without the return of premium for the bond if the defendant does any of the following:

- (6) Fails to disclose information or provides false information regarding any failure to appear in court, any previous felony convictions within the past 10 years, or any charges pending in any State or federal court.
- (7) Knowingly provides the surety with incorrect personal identification, or uses a false name or alias."

SECTION 2. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 23rd day of July, 2007.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 3:05 a.m. this 21st day of August, 2007