



**OKLAHOMA INSURANCE DEPARTMENT
BAIL BONDSMEN -LIST OF DISQUALIFYING CRIMINAL OFFENSES FOR
LICENSURE.**

These offenses are specifically related to the bail bondsmen profession and pose a reasonable threat to the public safety of those persons with who the licensee may come in contact. This list adopted and is based upon Title 57 §571 as follows:

"2. "Violent crime" means any of the following felony offenses and any attempts to commit or conspiracy or solicitation to commit the following crimes:

- a. assault, battery, or assault and battery with a dangerous or deadly weapon, as provided for in Sections 645 and 652 of Title 21 of the Oklahoma Statutes,
- b. assault, battery, or assault and battery with a deadly weapon or by other means likely to produce death or great bodily harm, as provided for in Section 652 of Title 21 of the Oklahoma Statutes,
- c. aggravated assault and battery on a police officer, sheriff, highway patrolman, or any other officer of the law, as provided for in Section 650 of Title 21 of the Oklahoma Statutes,
- d. poisoning with intent to kill, as provided for in Section 651 of Title 21 of the Oklahoma Statutes,
- e. shooting with intent to kill, as provided for in Section 652 of Title 21 of the Oklahoma Statutes,
- f. assault with intent to kill, as provided for in Section 653 of Title 21 of the Oklahoma Statutes,
- g. assault with intent to commit a felony, as provided for in Section 681 of Title 21 of the Oklahoma Statutes,
- h. assaults with a dangerous weapon while masked or disguised, as provided for in Section 1303 of Title 21 of the Oklahoma Statutes,
- i. murder in the first degree, as provided for in Section 701.7 of Title 21 of the Oklahoma Statutes,
- j. murder in the second degree, as provided for in Section 701.8 of Title 21 of the Oklahoma Statutes,
- k. manslaughter in the first degree, as provided for in Section 711 of Title 21 of the Oklahoma Statutes,
- l. manslaughter in the second degree, as provided for in Section 716 of Title 21 of the Oklahoma Statutes,

- m. kidnapping, as provided for in Section 741 of Title 21 of the Oklahoma Statutes,
- n. burglary in the first degree, as provided for in Section 1431 of Title 21 of the Oklahoma Statutes,
- o. burglary with explosives, as provided for in Section 1441 of Title 21 of the Oklahoma Statutes,
- p. kidnapping for extortion, as provided for in Section 745 of Title 21 of the Oklahoma Statutes,
- q. maiming, as provided for in Section 751 of Title 21 of the Oklahoma Statutes,
- r. robbery, as provided for in Section 791 of Title 21 of the Oklahoma Statutes,
- s. robbery in the first degree, as provided for in Section 797 et seq. of Title 21 of the Oklahoma Statutes,
- t. robbery in the second degree, as provided for in Section 797 et seq. of Title 21 of the Oklahoma Statutes,
- u. armed robbery, as provided for in Section 801 of Title 21 of the Oklahoma Statutes,
- v. robbery by two or more persons, as provided for in Section 800 of Title 21 of the Oklahoma Statutes,
- w. robbery with dangerous weapon or imitation firearm, as provided for in Section 801 of Title 21 of the Oklahoma Statutes,
- x. child abuse, as provided for in Section 843.5 of Title 21 of the Oklahoma Statutes,
- y. wiring any equipment, vehicle or structure with explosives, as provided for in Section 849 of Title 21 of the Oklahoma Statutes,
- z. forcible sodomy, as provided for in Section 888 of Title 21 of the Oklahoma Statutes,
- aa. rape in the first degree, as provided for in Section 1114 of Title 21 of the Oklahoma Statutes,
- bb. rape in the second degree, as provided for in Section 1114 of Title 21 of the Oklahoma Statutes,
- cc. rape by instrumentation, as provided for in Section 1111.1 of Title 21 of the Oklahoma Statutes,
- dd. lewd or indecent proposition or lewd or indecent act with a child under sixteen (16) years of age, as provided for in Section 1123 of Title 21 of the Oklahoma Statutes,
- ee. use of a firearm or offensive weapon to commit or attempt to commit a felony, as provided for in Section 1287 of Title 21 of the Oklahoma Statutes,
- ff. pointing firearms, as provided for in Section 1279 of Title 21 of the Oklahoma Statutes,
- gg. rioting, as provided for in Section 1311 of Title 21 of the Oklahoma Statutes,
- hh. inciting to riot, as provided for in Section 1320.2 of Title 21 of the Oklahoma Statutes,

- ii. arson in the first degree, as provided for in Section 1401 of Title 21 of the Oklahoma Statutes,
- jj. injuring or burning public buildings, as provided for in Section 349 of Title 21 of the Oklahoma Statutes,
- kk. sabotage, as provided for in Section 1262 of Title 21 of the Oklahoma Statutes,
- ll. criminal syndicalism, as provided for in Section 1261 of Title 21 of the Oklahoma Statutes,
- mm. extortion, as provided for in Section 1481 of Title 21 of the Oklahoma Statutes,
- nn. obtaining signature by extortion, as provided for in Section 1485 of Title 21 of the Oklahoma Statutes,
- oo. seizure of a bus, discharging firearm or hurling missile at bus, as provided for in Section 1903 of Title 21 of the Oklahoma Statutes,
- pp. mistreatment of a mental patient, as provided for in Section 843.1 of Title 21 of the Oklahoma Statutes,
- qq. using a vehicle to facilitate the discharge of a weapon pursuant to Section 652 of Title 21 of the Oklahoma Statutes,
- rr. bombing offenses as defined in Section 1767.1 of Title 21 of the Oklahoma Statutes,
- ss. child pornography or aggravated child pornography as defined in Section 1021.2, 1021.3, 1024.1 or 1040.12a of Title 21 of the Oklahoma Statutes,
- tt. child prostitution as defined in Section 1030 of Title 21 of the Oklahoma Statutes,
- uu. abuse of a vulnerable adult as defined in Section 10-103 of Title 43A of the Oklahoma Statutes who is a resident of a nursing facility,
- vv. aggravated trafficking as provided for in subsection C of Section 2-415 of Title 63 of the Oklahoma Statutes,
- ww. aggravated assault and battery upon any person defending another person from assault and battery, as provided for in Section 646 of Title 21 of the Oklahoma Statutes,
- xx. human trafficking as provided for in Section 748 of Title 21 of the Oklahoma Statutes,
- yy. terrorism crimes as provided in Section 1268 et seq. of Title 21 of the Oklahoma Statutes." or
- zz. embezzlement as provided in Section 1451 of Title 21 of the Oklahoma Statutes.

Applicants or others may be provided a list of disqualifying offenses upon written request to the Oklahoma Insurance Department, 400 NE 50th Street, Oklahoma City, Oklahoma 73105.

A person with a criminal history may request an initial determination of whether his or her criminal history record would potentially disqualify him or her from the state licensing for bail bondsmen at any time. The request shall be in writing and shall include a copy of the person's criminal history record or a statement describing each criminal conviction including the date of each conviction, the court of jurisdiction and the sentence imposed. The person may

include a statement with his or her request describing additional information for consideration by the Oklahoma Insurance Department including, but not limited to, information about his or her current circumstances, the length of time since conviction and what has changed since conviction, evidence of rehabilitation, testimonials or personal reference statements and his or her employment aspirations.

Written requests for each initial determination shall be upon forms provided by the Oklahoma Insurance Department and be accompanied by a fee of Ninety-five Dollars (\$95.00). Upon receipt of the written request for consideration of a criminal history record for a bail bondsmen, the Oklahoma Insurance Department shall evaluate the request and make an initial determination based upon the information provided in such request as to whether the stated conviction is a disqualifying offense for the bail bondsmen license. A notice of initial determination shall be issued to the petitioner within sixty (60) days from the date such request was received by the Insurance Department.

The notice of initial determination shall be in writing and mailed to the requestor at the address provided in his or her request, and shall contain the following statements:

1. Whether the person appears eligible for licensure in the occupation at the current time based upon the information submitted by the requestor;
2. Whether there is a disqualifying offense prohibiting the person's engagement in the bail bondsmen occupation at any time and a statement identifying such offense in the criminal history record or information submitted for consideration;
3. Any actions the person may take to remedy what appears to be a temporary disqualification, if any;
4. The earliest date the person may submit another request for consideration, if any; and
5. A statement that the notice of initial determination is only an initial determination for eligibility for licensure in the bail bondsmen occupation based upon the information provided by the requestor.

EFFECTIVE November 1, 2019.