

Your Exam Content Outline

The following outline describes the content of one of the Vermont insurance examinations. The outlines are the basis of the examinations. The examination will contain questions on the subjects contained in the outline. The percentages indicate the relative weights assigned to each part of the examination. For example, 10 percent means that 6 questions will be drawn from the section on a 60-question exam, 10 will be drawn on a 100-question exam and 15 will be drawn on a 150-question exam.

Vermont Producer's Examination for Bail Bond Series 14-35

60 questions – One-hour time limit

All citations are Vermont Insurance Statutes Title 8, unless otherwise noted. When preceded by "Reg" refer to Vermont Department Regulations, when preceded by "Bul" refer to Vermont Department Bulletins.

1.0 Insurance Regulation 20%

1.1 Licensing

- Persons to be licensed (4793; Title 13 Sec 7554a)
- Process (4800; 4813f)
- Producer appointment (4798(c); 4813l)
- Termination of appointment (4798(d); 4813m)
- Examination of records (3565)
- Maintenance and duration
 - Renewal and expiration (4798)
 - Address change (4800(3)(F))
 - Continuing education requirements (4800a; Reg 2000-2 Sec 4)
- Disciplinary actions
 - Denial of license (4800(3)(E))
 - Cease and desist order (3661)
 - Suspension, revocation or nonrenewal (4804; 4806)

1.2 Unfair trade practices (4724)

- Misrepresentation (4724(1, 11, 13))
- False advertising (4724(2))
- Defamation (4724(3))
- Boycott, coercion and intimidation (4724(4))
- False financial statements and entries (4724(5))
- Illegal inducement (4724(6))
- Unfair discrimination (4724(7))
- Rebating (4724(8))
- Failure to maintain complaint record (4724(10))
- Failure to act as fiduciary (4724(12))
- Nondisclosure of fees or charges (4724(14))
- Failure to comply with filed rates, rules, regulations or forms (4724(19))

1.3 Trust accounts (Reg 95-1)

- Fiduciary duties and responsibilities
- Accounting requirements

1.4 Federal regulation

- Fraud and false statements (18 USC 1033, 1034)

2.0 The Legal Framework 10%

2.1 Powers and authority of producers

- Express
- Implied
- Apparent

2.2 Contracts

- Elements of a legal contract
 - Offer and acceptance
 - Consideration
 - Competent parties
 - Legal purpose
- Concealment
- Fraud

2.3 Court jurisdiction

- Original jurisdiction
 - Territorial
 - Personal
- Appellate jurisdiction

2.4 Terminology

- Arrest
- Capital offense
- Chancer (Title 13 Sec 7570)
- Concurrent bail
- Consecutive bail
- Conviction
- Custody
- Defendant
- Discharge
- Disposition
- Extradition
- Felony
- Final judgment
- Hearing
- Incarceration
- Indictment
- Misdemeanor
- Mittimus
- Posting of bail
- Recognizance
- Warrant

3.0 Bail Bond Principles and Practices 70%

3.1 Parties to a surety bond

- Principal
 - Indemnitor for principal
 - Indemnity agreement
- Obligee

Surety

Surety's agent (producer)

3.2 Duties of a bail bond producer

Approval

Premium receipt

Obligation to court

Power of attorney

Collateral and trust obligations

3.3 Types of bonds

Bail

Peace bond (Title 13 Sec 7573)

Property bond

Secured appearance bond

Unsecured appearance bond

3.4 Procedure

Application for bond (surety/defendant contract)

Collateral security

Surety contract

Posting the bond

3.5 Court procedures (Title 13 Sec 7551–7576)

Court appearances

Arrestment

Trial

Appeal

Conditions of release

Prior to trial (Title 13 Sec 7553, 7554)

Pending appeal (Title 13 Sec 7574)

Failure to appear

Revocation of bail (Title 13 Sec 7575)

3.6 Release of surety

**3.7 Surrender of principal (defendant)
(Title 13 Sec 7562–7564)**

Discharge of bond

Return of premium

Return of collateral

3.8 Bond forfeiture (Title 13 Sec 7570)

Notice to defendant and sureties

Judgment

Dispersal of funds

Arrest after forfeiture