

Your Exam Content Outline

The following outline describes the content of one of the Vermont insurance examinations. The examination will contain questions on the subjects contained in the outline. The percentages indicate the relative weight assigned to each section 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.

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.

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

50 questions (plus 5 unscored items)
1-hour time limit
Effective November 3, 2019

1.0 Insurance Regulation 20% (10 Items)

1.1 Licensing

- Persons to be licensed (4793; Title 13 Sec 7554a)
- Resident vs. non-resident 4800(a)
- Process (4800; 4813f)
- Producer appointment (4798(c); 4798(d); 4813l)
- Termination of appointment (4798(d); 4813m)
- Examination of records (3565) 8 VSA Sec. 13
- Maintenance and duration
 - Renewal and expiration (4798)
 - Address change (4800(3)(F))
- 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))
- 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% (5 Items)

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
- 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% (35 Items)

3.1 Parties to a surety bond

- Principal
- Indemnitor for principal

- Indemnity agreement
- Obligee
- Surety
 - Surety's agent (producer)
 - Obligation to court (13 V.S.A. 7554a)

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 (13 V.S.A. 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

- Court appearances
 - Arraignment
 - Trial
 - Appeal
- Conditions of release
 - Prior to trial
 - Pending appeal
- Failure to appear
 - Revocation of bail (13 V.S.A. 7575)

3.6 Release of surety

3.7 Surrender of principal (defendant)

- Discharge of bond
- Return of premium
- Return of collateral

3.8 Bond forfeiture

- Notice to defendant and sureties
- Judgment
- Dispersal of funds
- Arrest after forfeiture