

House Bill 990

By: Representatives Bannister of the 70th, Post 1, Massey of the 24th, and Coan of the 67th,
Post 1

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 35-3-36 of the Official Code of Georgia Annotated, relating to the
2 duties of state criminal justice agencies as to submission of fingerprints, photographs, and
3 other identifying data to the Georgia Crime Information Center, so as to provide civil
4 immunity for bondsmen relying good faith on certain official records; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 35-3-36 of the Official Code of Georgia Annotated, relating to the duties of
9 state criminal justice agencies as to submission of fingerprints, photographs, and other
10 identifying data to the Georgia Crime Information Center, is amended by inserting at the end
11 thereof the following:

12 "(o) A bonding company and its employees and agents may rely on the accuracy of the
13 information shown in the computerized files of the Georgia Crime Information Center and
14 the National Crime Information Center and shall not be liable for the wrongful
15 apprehension of any person represented as wanted in such files unless the person being
16 apprehended presents to the surety a certified copy of the disposition of the case resulting
17 in the issuance of warrant upon which he or she is being apprehended; provided, however,
18 that such immunity shall extend only for 72 hours after the disposition of the case."

19 **SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.