

IN ACCORDANCE WITH TEXAS OCCUPATIONS CODE SEC. 1704.104, POSTING OF BOARD RULE OR ACTION. The Kaufman County Bail Bond Board hereby gives notice that the following rule changes were adopted at the regular monthly meeting, on Tuesday, April 14, 2026. These changes were posted in a designated public area of the Kaufman County Courthouse for at least 10 days prior to the scheduled meeting, as required by law. The proposed rule changes will take effect on May 1, 2026.



**KAUFMAN COUNTY BAIL BOND BOARD LOCAL RULES
CHANGES, AMENDMENTS AND/OR DELETIONS**

Approved April 14, 2026

LOCAL RULES

Chapter 7 shall be amended by adding the following:

7.09 RE-ARREST COSTS

- A. A bail bond surety (whether bondsman or attorney) must pay all reasonable and necessary expenses incurred by any peace officers in re-arresting the surety's clients in the event that the clients fail to appear before a court or magistrate as specified in their bail bonds.

- B. When a surety receives a bill for such re-arrest costs from any sheriff or peace officer, such bill must be paid within thirty days of the date indicated on the letter or electronic communication unless the surety provides proof to the Kaufman County Sheriff and the Bail Bond Board Administrator that he or she is contesting the expenses in court. For purposes of this rule the only proof that shall satisfy this requirement is a pleading filed bringing the issue before a court. Surety may contest such expenses by filing either a separate suit or by filing pleadings specifically challenging the re-arrest costs in an active bond forfeiture case if one is pending.

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COUNTY CLERK
BY: _____
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- C. The surety must pay any such expenses approved by the court within thirty days of a final adjudication concerning the expenses.
- D. If a surety fails to pay re-arrest expenses in accordance with this Section, he or she will have bond posting privileges suspended in accordance with Texas Occupations Code §1704.2535 by the Kaufman County Sheriff until such time as payments are current in compliance with this Section.
- E. Payment of all fees pursuant to Section 7.09(D) after being suspended to regain bond posting privileges does not prevent the Kaufman County Sheriff or any other person from filing a complaint with the Bail Bond Board against surety for violation of this Section. This Bail Bond Board may impose discipline upon a surety for violation of this Section regardless of compliance after such violation.

7.10 COSTS TO RETURN ACCUSED TO COUNTY

Any rules relating to the payment, deadline, or procedures to challenge re-arrest expenses within Section 7.09 shall also apply to the reasonable and necessary expenses incurred in returning the accused into the custody of the sheriff of the county in which a prosecution is pending under Texas Code of Criminal Procedure Art. 17.16.

7.11 RE-ARREST COSTS AFTER ART. 17.19 AFFIDAVIT (ATGOB)

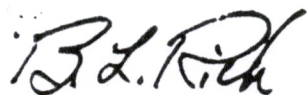
Subject to the specific defenses found in Texas Code of Criminal Procedure Article 17.19, surety shall still be liable for any re-arrest costs and costs to return accused to county for prosecution after filing an affidavit described in Art. 17.19, including in circumstances where the court ordered an arrest warrant for accused after considering such affidavit.¹

¹ See *Tex. Atty. Gen. Op., No. H-208 (1974)*.

7.12 CHALLENGE MUST BE NON-FRIVOLOUS

- A. No surety shall challenge re-arrest costs without a non-frivolous good faith belief that such costs are unreasonable, unnecessary, or that surety is not responsible for such charges by operation of law.
- B. In the event that the bill for re-arrest costs are itemized, surety may challenge each claimed expense individually, and such pleadings must contain a non-frivolous good faith argument relating to each challenged charge. In the event the surety is only contesting a subset of the itemized charges, the surety is required to pay the remainder of the charges that are uncontested within the time frame established in 7.09(B).
- C. After the conclusion of litigation regarding re-arrest costs, the Kaufman County Sheriff or any other party may file a complaint with the Bail Bond Board if alleging violation of Rule 7.12(A) if complainant believes the challenge by surety to the re-arrest fees was frivolous or filed only for purposes of delay. However, if surety followed the procedure in Section 7.11(B), no such complaint may be heard by the Bail Bond Board unless a judgment or other order of the court made an affirmative finding that the challenge to the fees was frivolous, without merit, or similar affirmative finding.

Signed this the 14th day of April, 2026.



Judge Bobby Rich, Chairman

I, the undersigned, County Clerk of Kaufman County, do hereby certify that the above notice of board rule or action of the Kaufman County Bail Bond Board is a true and correct copy of said notice, that I received said Notice, and it was posted on the bulletin board at the courthouse door of Kaufman County, Texas at a place readily accessible to the general public at all times on the 14th day of April, 2026 and said notice shall remain so posted continuously from such date for a period of at least 10 days.

Laura Hughes, County Clerk

By: *Laura Hughes*

Deputy: *[Signature]*

