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RQ-0123-KP

Office of the Attorney General
Attention Opinions Committee
P.O. Box 12548
Austin, Texas 78711-2548

RE: Request for OAG Opinion

Dear Committee,

I am writing to ask for an Opinion regarding whether a reserve/unpaid deputy sheriff act as a surety and make bail bonds in the county in which he is commissioned as a reserve deputy sheriff?

Andrews County does not have a bail bond board nor a large enough population to fall under Occupations Code Chapter 1704.

The question is: Whether a person that is a reserve/unpaid deputy sheriff act as a surety and makes bail bonds in the county in which he is commissioned as a reserve deputy sheriff? Is this person eligible to sign as a surety on a bail bond? May the Sheriff accept a bail bond listing this person as a surety?

Respectfully submitted,

Timothy J. Mason

Andrews County/District Attorney