This action by Department of Justice amends section 31.25, Receiving Money for Transmission Licensee Bond, in the title 11 listing of approved surety bonds for the Department of Financial Protection and Innovation.

OAL filed this regulation with the Secretary of State and will publish the regulation in the California Code of Regulations.

Date: August 30, 2021

Peggy J. Gibson
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Rob Bonta, Attorney General
Copy: Sarah L. Fabian
### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

#### 1. SUBJECT OF NOTICE

**Title(s)**

**First Section Affected**

**Requested Publication Date**

#### 3. NOTICE TYPE

- [ ] Notice re Proposed Regulatory Action
- [ ] Other

#### 4. AGENCY CONTACT PERSON

**Telephone Number**

**Fax Number (Optional)**

**Notice Register Number**

**Publication Date**

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

#### 1a. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 25, if toxics related)

**Table of Affected Sections**

<table>
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<tr>
<th>Section Affected</th>
<th>Title(s)</th>
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<tbody>
<tr>
<td>Article 6, section 31.25 - Receiving Money for Transmission Licensee Bond</td>
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#### 2. TYPE OF FILING

- [ ] Regular Rulemaking (Gov. Code §11346)
- [ ] Revision of surety bond form

#### 3. EFFECTIVE DATE OF CHANGES (Gov. Code §§11343.4, 11346.1(b); Cal. Code Regs., title 1, §100)

- [ ] Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))
- [ ] Effective on filing with Secretary of State

#### 6. CONTACT PERSON

**Name:** Sarah L. Fabian  
**Telephone Number:** 415-510-3517

### SIGNATURE

**Signature of Agency Head or Designee:**  
**Date:** July 19, 2021

**Typed Name and Title of Signatory:** Sarah L. Fabian, Deputy Attorney General
STATE OF CALIFORNIA
DEPARTMENT OF FINANCIAL PROTECTION AND INNOVATION
RECEIVING MONEY FOR TRANSMISSION LICENSEE BOND
(Financial Code Section 2037)

The premium on this bond is $___________ for the term__________________________

KNOW ALL PERSONS BY THESE PRESENTS:

That ________________________________________________,

whose address for service is __________________________________________________, as

Principal, and ________________________________________________,

a corporation organized under the laws of the State of __________________________, and

authorized to transact a general surety business in the State of California, as Surety, are held and
firmly bound onto the State of California in the penal sum of ________ Dollars ($______) for
payment of which well and truly to be made we bind ourselves, our heirs, administrators, successors and
assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has applied for a license to engage in the business of money
transmission as described in Division 1.2 (The Money Transmission Act) of the California
Financial Code (commencing with Section 2000) of, and

WHEREAS, under Section 2037 of the Financial Code, the Principal, as licensee, may deliver a
bond in lieu of the deposit of cash or securities required pursuant to Section 2037 of the Financial
Code, and in an amount not less than the amount of the deposit of cash or securities required, and
this bond is executed and tendered in accordance therewith.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the
Principal shall faithfully perform the obligations of the licensee with respect to money
transmissions in California and obligations arising from Financial Code Section 2000 et seq., then
this obligation shall be void; otherwise this obligation shall remain in full force and effect.

This bond shall be deemed continuous in form and shall remain in full force and effect and shall
run concurrently with the license period for which license is granted and each and every succeeding
license period or periods for which said Principal may be licensed, after which liability hereunder shall
cease except as to any liability or indebtedness therefore incurred or accrued hereunder.
Actions on this bond may be instituted subject to the provisions of Section 2037 of the Financial Code.

The aggregate liability of the Surety hereunder on all claims whatsoever shall not exceed the penal sum of this bond in any event.

This bond may be cancelled by the Surety in accordance with the provisions of Sections 996.310 et. seq. of the Code of Civil Procedure.

This bond is executed by the Surety to comply with the provisions of Division 1.2 of the Financial Code and of Chapter 2, Title 14, Part 2 of the Code of Civil Procedure and said bond shall be subject to all the terms and provisions thereof.

This bond to become effective ________________________________

Name of Surety

Address for Service

I certify (or declare) under penalty of perjury under the laws of the State of California that I have executed the foregoing bond under an unrevoked power of attorney.

Executed in ________________________________ on ________________________________.

City and State Date

Signature of Attorney-In-Fact

Printed or Typed Name of Attorney-In-Fact
INSTRUCTIONS FOR COMPLETION OF SURETY BOND FORM

This form must be used to satisfy the surety bond requirement in Financial Code Section 2037.

The original surety bond must be filed and must include all of the following:

1. The signature of the attorney-in-fact for the surety company.


3. A power of attorney from the surety company.

4. Legal name of the licensee. Business name(s), if applicable, may also be included.

5. The signature of the licensee.

6. The notarial jurat for the signature of the licensee.

(Rev. 7/21)