

posted at the District Court level and one for the bonds posted at the Circuit Court level. The central bail bond clerk shall refund all monies upon the satisfaction of the conditions of a bond. The central bail bond clerk shall report periodically to the Circuit Court and to the District Court the status of all outstanding bonds and the bond liabilities of all persons engaged in the business of being surety upon bonds for compensation as set forth in this chapter.

4-9.

(a) A judge of the Circuit Court, a judge of the District Court or a commissioner of the District Court, may, unless otherwise prohibited by law or rule of Court in any criminal or motor vehicle violation, release the defendant on his personal recognizance.

(b) In all criminal or motor vehicle violations for which bond has been set, it may be complied with by a defendant or by a private surety acting in his behalf, by the execution of a bond in the face amount thereof and depositing with the clerk of the court or the committing magistrate a sum of money equal to ten (10%) percent of the penalty of the bond. A judge or commissioner may increase the percentage of cash surety required in a particular case up to one hundred (100%) percent but in no event shall a cash deposit be less than \$25.00. This provision PERMITTING THE POSTING OF A PERCENTAGE OF THE CASH SURETY REQUIRED does not apply if the defendant has been arrested for failure to appear in court or for contempt of court. Upon depositing the sum and executing the bond, the person shall be released from custody, subject to the conditions of the said bond. When all conditions of the bond have been performed without default and the defendant has been released from custody in the cause for which the bond was posted, the central bail bond clerk shall return the amount deposited to the person entitled thereto. If the defendant fails to perform any or all of the conditions of the bail bond, it shall be forfeited; and in the event of forfeiture, the liability of the bond shall extend to the full amount of the penalty of the bond set and the amount previously posted as a deposit shall be applied to reduce the liability incurred by the forfeiture.

4-9A.

(a) Any person who owns real estate in Montgomery County may post a property bond. Before the clerk of the Circuit Court or his deputy or the administrative clerk of the District Court or his deputy shall approve or accept such bond a search of the records of the circuit court including liens and judgments pertaining to the realty to be offered as security shall be made by the central bail bond clerk or his designee. Reasonable court costs may be assessed for such search to be paid by the person offering the security. In the absence of negligence OR WILLFUL DERELICTION no clerk or deputy shall be personally liable for any loss sustained upon forfeiture of a property bond. Once the property bond has been posted, the central bail bond clerk shall record the amount of the bond as a lien against the real estate of the person offering the security in Montgomery County.

(b) Nothing in this chapter shall affect the right of any person to be his own recognizance upon the posting of proper security.