

## DEPARTMENT OF COMMERCE AND INSURANCE

P.O. Box 690, Jefferson City, Mo. 65102-0690

IN RE:

MORRIS ENOS BOYD,

Applicant.

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Case No. 2502060211C

### ORDER REFUSING TO ISSUE A BAIL BOND AGENT LICENSE

ANGELA L. NELSON, Director of the Missouri Department of Commerce and Insurance, takes up the above matter for consideration and disposition. After reviewing the Petition and the Investigative Report, the Director issues the following findings of fact, conclusions of law, and order:

### FINDINGS OF FACT

1. Morris Enos Boyd ("Boyd") is a resident of Missouri with a reported residential address of 227 South Pacific, Cape Girardeau, Missouri 63703. His reported business and mailing address is 729 Broadway, Cape Girardeau, Missouri 63701.
2. On May 29, 2024, the Department of Commerce and Insurance ("Department") received an application for a Bail Bond Agent license ("Application") from Boyd.
3. Background Question III.B. on the Application states in relevant part:

Have you ever been adjudicated, convicted, pled or found guilty of any misdemeanor or felony or currently have pending misdemeanor or felony charges filed against you? Applicants are required to report all criminal cases whether or not a sentence has been imposed, a suspended imposition of sentence has been entered or the applicant has pled nolo contendere (no contest)[.]

(Capitalization omitted.)

4. Boyd answered “Yes” to Background Question III.B. on his Application.
5. Boyd provided documents that showed the following:
  - a. On May 24, 2021, the Cape Girardeau County Prosecuting Attorney filed an Amended Information In A Felony Case charging Boyd with a violation of § 565.090, RSMo,<sup>1</sup> harassment in the first degree, a Class E felony (Count I); and a violation of § 566.069, attempted child molestation in the third degree, a Class D felony (Count II). *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 19CG-CR00426-02. On May 24, 2021, Boyd pled guilty to Count I, harassment in the first degree, a Class E felony. On that same date, the Cape Girardeau County Circuit Court accepted Boyd’s guilty plea to Count I, harassment in the first degree, a class E felony, suspended imposition of the sentence and placed Boyd on supervised probation for a period of five (5) years, to run consecutive with *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 20CG-CR00040-02. Further, on May 24, 2021, the prosecuting attorney dismissed Count II of the Amended Information. *Id.*
  - b. On January 7, 2020, Boyd was charged with Count I, Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class C felony, in violation of § 579.020, and Count II, Possession Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class D felony, in violation of § 579.015. On May 24, 2021, Boyd pled guilty to Count I, Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class C felony. On that same date, the Cape Girardeau Prosecuting Attorney dismissed Count II, Possession Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class D felony. The Cape Girardeau County Circuit Court accepted Boyd’s guilty plea, and on May 24, 2021, suspended imposition of sentence and placed Boyd on probation for a period of five years, to run consecutive with Case No. 19CG-CR00426-02. *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 20CG-CR00040-02.
6. Boyd did not disclose any additional criminal history on his Application.
7. On May 31, 2024, the Department sent Boyd an email advising him that his Application was incomplete and informed him of the information that was necessary to complete his Application.
8. Also on May 31, 2024, Boyd responded to the Department email and provided the additional information.
9. Kevin Davidson (“Davidson”), Senior Regulatory Auditor, was assigned to investigate the

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<sup>1</sup> All criminal statutes cited are the statutes that were in effect at the time of the crime.

Application.

10. Davidson discovered that:

a. On June 2, 2003, Boyd was charged with Passing Bad Check-Less Than \$500, a Class A misdemeanor, in violation of § 570.120. On January 21, 2004, Boyd pled guilty to the charge. On that same date, the Scott County Associate Circuit Court accepted Boyd's guilty plea, sentenced Boyd to 6 months' incarceration, suspended execution of the sentence and placed him on supervised probation for a period of two years. *State of Missouri v. Morris Enos Boyd*, Scott Cty. Assoc. Cir. Ct., Case No. 03CR746982.

b. On June 9, 2003, Boyd was charged with Failure To Return Leased Or Rented Property-Value Less than \$500, a Class A misdemeanor, in violation of § 578.150. On February 4, 2004, Boyd pled guilty to the charge. On that same date, the Scott County Associate Circuit Court sentenced Boyd to 90 days' incarceration, suspended execution of that sentence and placed Boyd on supervised probation for a period of 2 years. *State of Missouri v. Morris Enos Boyd*, Scott Cty. Assoc. Cir. Ct., Case 03CR747185.

c. On October 3, 2005, Boyd was charged with Count I, Passing Bad Check-Less Than \$500, a Class A misdemeanor, in violation of § 570.120 and Count II, Passing Bad Check-Less Than \$500, a Class A misdemeanor, in violation of § 570.120. On January 25, 2006, Boyd pled guilty to Counts I and II. On that same date, the Scott County Associate Circuit Court sentenced Boyd to one year in jail, suspended execution of that sentence and placed him on supervised probation for a period of 2 years. *State of Missouri v. Morris Enos Boyd*, Scott Cty. Assoc. Cir. Ct., Case No. 05G4-CR02395.

d. On May 1, 2011, Boyd was charged with Non-Support, Total Arrears In Excess Of 12 Monthly Payments Due Under Order of Support, a Class D felony, in violation of § 568.040. Also on May 1, 2011, the charge was amended to Non-Support, a Class A misdemeanor, in violation of § 568.040. On November 13, 2012, Boyd pled guilty to the amended charge. On that same date, the Scott County Circuit Court suspended imposition of sentence and place Boyd on two years of unsupervised probation. *State of Missouri v. Morris Enos Boyd*, Scott Cty. Cir. Ct., Case No. 12SO-CR00409.

11. On June 10, 2024, Davidson sent Boyd a letter advising him that if Boyd elected to continue with the application process, he needed to provide a detailed explanation "regarding how you are in compliance with Missouri Supreme Court Rule 33.17."
12. In a letter dated June 26, 2024, Boyd provided an explanation of why he believed he was in compliance with the Supreme Court Rule. Boyd explained that he was not currently *convicted* of a felony. (Emphasis supplied.)

## CONCLUSIONS OF LAW

13. Section 374.715.1, RSMo (Cum. Supp. 2018) provides as follows:

1. Applications for examination and licensure as a bail bond agent or general bail bond agent shall be in writing and on forms prescribed and furnished by the department, and shall contain such information as the department requires. Each application shall be accompanied by proof satisfactory to the department that the applicant is a citizen of the United States, has a high school diploma or general education development certificate (GED), is of good moral character, and **meets the qualifications for surety on bail bonds as provided by supreme court rule.** Each application shall be accompanied by the examination and application fee set by the department. Individuals currently employed as bail bond agents and general bail bond agents shall not be required to meet the education requirements needed for licensure pursuant to this section.

(Emphasis supplied.)

14. Section 374.750<sup>2</sup> provides:

The director may refuse to issue or renew any license pursuant to sections 374.700 to 374.775, for any one or any combination of causes stated in section 374.755. The director shall notify the applicant in writing of the reason or reasons for refusal and shall advise the applicant of the right to file a complaint with the administrative hearing commission as provided by chapter 621.

15. Section 374.755 provides in pertinent part:

1. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any license required by sections 374.695 to 374.775 or any person who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

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- (2) Final adjudication or plea of guilty or nolo contendere within the past fifteen years in a criminal prosecution under any state or federal law for a felony or a crime involving moral turpitude whether or not a sentence is imposed, prior to issuance of license date[.]

16. Missouri Supreme Court Rule 33.17 provides in pertinent part:

A person shall not be accepted as a surety on any bail bond unless the person:

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<sup>2</sup> All citations to the civil statutes are to the 2016 Revised Statutes of Missouri (RSMo 2016) unless otherwise noted.

(c) Has not, within the past 15 years, been found guilty of or pleaded guilty or nolo contendere to:

- (1) Any felony of this state or the United States; or
- (2) Any other crime of this state or the United States involving moral turpitude, whether or not a sentence was imposed[.]

- 17. By pleading guilty to the Class E felony, harassment in the first degree, in violation of §566.069, within the past fifteen (15) years (Boyd pled guilty in 2021), Boyd is disqualified for bail bond agent licensure because he fails to meet the qualifications set forth in Missouri Supreme Court Rule 33.17(c)(1) and § 374.715.1, RSMo (Cum. Supp. 2018). *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 19CG-CR00426-02. The Director has no discretion when a person does not meet the minimum qualifications of a bail bond agent and therefore must refuse to issue Boyd a bail bond agent license.
- 18. By pleading guilty to Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class C felony, in violation of § 579.020, within the past fifteen (15) years (Boyd pled guilty in 2021), Boyd is disqualified for bail bond agent licensure because he fails to meet the qualifications set forth in Missouri Supreme Court Rule 33.17(c)(1) and § 374.715.1, RSMo (Cum. Supp. 2018). *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 20CG-CR00040-02. The Director has no discretion when a person does not meet the minimum qualifications of a bail bond agent and therefore must refuse to issue Boyd a bail bond agent license.
- 19. By pleading guilty to Delivery Of Controlled Substance Except 35 Grams Or Less Of Marijuana/Synthetic Cannabinoid, a Class C felony, and a crime of moral turpitude,<sup>3</sup> in violation of § 579.020, within the past fifteen (15) years (Boyd pled guilty in 2021), Boyd is disqualified for bail bond agent licensure because he fails to meet the qualifications set forth in Missouri Supreme Court Rule 33.17(c)(1) and § 374.715.1, RSMo (Cum. Supp. 2018). *Id.* The Director has no discretion when a person does not meet the minimum qualifications of a bail bond agent and therefore must refuse to issue Boyd a bail bond agent license.
- 20. Under Missouri Supreme Court Rule 33.17(c)(1) and § 374.715.1, RSMo (Cum. Supp. 2018), Boyd is disqualified for a bail bond agent license, and, therefore, the Director has no discretion and must refuse to issue a bail bond agent license to Boyd.
- 21. The Director has cause to refuse to issue a bail bond agent license to Boyd pursuant to § 374.755.1(2) because Boyd pled guilty to a felony within the past fifteen years. *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 19CG-CR00426-02.

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<sup>3</sup> Violations of the narcotics laws are invariably designated as crimes involving moral turpitude. *Hoelscher v. Director, Dept. of Ins., Fin. Inst. and Prof. Reg.*, No. 09-1186 DI (Mo. Admin. Hrg. Comm'n, November 2, 2009) (citations omitted).

22. The Director has cause to refuse to issue a bail bond agent license to Boyd pursuant to § 374.755.1(2) because Boyd pled guilty to a felony the past fifteen years. *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 20CG-CR00040-02.
23. The Director has cause to refuse to issue a bail bond agent license to Boyd pursuant to § 374.755.1(2) because Boyd pled guilty to a crime involving moral turpitude within the past fifteen years. *State of Missouri v. Morris Enos Boyd*, Cape Girardeau Cty. Cir. Ct., Case No. 20CG-CR00040-02.
24. Moreover, because of the above-described instances, issuing a bail bond agent license to Boyd would not be in the public interest.
25. Accordingly, the Director has considered Boyd's history and all of the circumstances surrounding Boyd's Application and refuses to issue Boyd a bail bond agent license.

**ORDER**

**IT IS THEREFORE ORDERED** that the bail bond agent Application of **MORRIS ENOS BOYD** is hereby **REFUSED**.

**SO ORDERED.**

WITNESS MY HAND THIS 1<sup>st</sup> DAY OF June, 2025.



ANGELA L. NELSON,  
**DIRECTOR**

## **NOTICE**

**TO: Applicant and any unnamed persons aggrieved by this Order:**

You may request a hearing in this matter. You may do so by filing a complaint with the Administrative Hearing Commission of Missouri, P.O. Box 1557, Jefferson City, Missouri, within 30 days after the mailing of this notice pursuant to Section 621.120, RSMo. Pursuant to 1 CSR 15-3.290, unless you send your complaint by registered or certified mail, it will not be considered filed until the Administrative Hearing Commission receives it.

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**CERTIFICATE OF SERVICE**

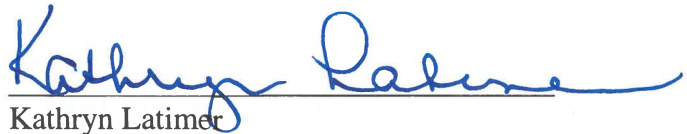
I hereby certify that on this 2nd day of June, 2025, a copy of the foregoing Order and Notice was served upon the Applicant in this matter by UPS, signature required, at the following address:

Morris Enos Boyd  
729 Broadway  
Cape Girardeau, Missouri 63701

Tracking No. 1Z0R15W84293810624

Morris Enos Boyd  
227 South Pacific  
Cape Girardeau, Missouri 63703

Tracking No. 1Z0R15W84290210831



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