

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

SENATE BILL NO. 486

BY: DICKERSON

AS INTRODUCED

AN ACT RELATING TO CRIMES AND PUNISHMENTS; AMENDING

21 O.S. 1981, SECTIONS 1541.1, 1541.2 AND 1541.3,  
AS AMENDED BY SECTIONS 1, 2 AND 3, CHAPTER 277,  
O.S.L. 1982 (21 O.S. SUPP. 1990, SECTIONS 1541.1,  
1541.2 AND 1541.3), WHICH RELATE TO OBTAINING  
PROPERTY BY TRICK OR DECEPTION, FELONY LIMIT, AND  
FALSE OR BOGUS CHECK PENALTY; INCREASING AMOUNT TO  
BE DEEMED FELONY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1981, Section 1541.1, as amended by Section 1, Chapter 277, O.S.L. 1982 (21 O.S. Supp. 1990, Section 1541.1), is amended to read as follows:

Section 1541.1 Every person who, with intent to cheat and defraud, shall obtain or attempt to obtain from any person, firm or corporation any money, property or valuable thing, of a value less than ~~Fifty Dollars (\$50.00)~~ Two Hundred Dollars (\$200.00), by means or by use of any trick or deception, or false or fraudulent representation or statement or pretense, or by any other means or instruments or device commonly called the "confidence game", or by means or use of any false or bogus checks, or by any other written

or printed or engraved instrument or spurious coin, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed One Thousand Dollars (\$1,000.00), or by imprisonment in the county jail for not more than one (1) year, or by both such fine and imprisonment.

SECTION 2. AMENDATORY 21 O.S. 1981, Section 1541.2, as amended by Section 2, Chapter 277, O.S.L. 1982 (21 O.S. Supp. 1990, Section 1541.2), is amended to read as follows:

Section 1541.2 If the value of the money, property or valuable thing referred to in Section 1541.1 of this title is ~~Fifty Dollars~~ ~~(\$50.00)~~ Two Hundred Dollars (\$200.00) or more, any person convicted hereunder shall be deemed guilty of a felony and shall be punished by imprisonment in the State Penitentiary, for a term not more than ten (10) years, or by a fine not to exceed Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

SECTION 3. AMENDATORY 21 O.S. 1981, Section 1541.3, as amended by Section 3, Chapter 277, O.S.L. 1982 (21 O.S. Supp. 1990, Section 1541.3), is amended to read as follows:

Section 1541.3 Any person making, drawing, uttering or delivering two or more false or bogus checks, drafts or orders, as defined by Section 1541.4 of this title, the total sum of which is ~~Fifty Dollars~~ ~~(\$50.00)~~ Two Hundred Dollars (\$200.00) or more, even though each separate instrument is written for less than ~~Fifty Dollars~~ ~~(\$50.00)~~ Two Hundred Dollars (\$200.00), all in pursuance of a common scheme or plan to cheat and defraud, shall be deemed guilty of a felony and shall be punished by imprisonment in the State Penitentiary, for a term not more than ten (10) years, or by a fine not to exceed Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby

declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

43-1-679a

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