

ENGROSSED HOUSE
BILL NO. 1086

By: Hager, Adair, Cotner,
Paulk, Roberts, Smith
(Bill), Tyler and Vaughn
of the House

and

Maddox of the Senate

An Act relating to crimes and punishments; amending
21 O.S. 1991, Section 1541.4, which relates to
false or bogus checks; expanding certain
definitions; and providing an effective date.

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

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1541.4, is
amended to read as follows:

Section 1541.4 The term "false or bogus check or checks" shall
include checks or orders which are not honored on account of
insufficient funds of the maker to pay same, or because the check or
order was drawn on a closed account or on a nonexistent account when
such checks or orders are given in exchange for money or property
~~or~~, in exchange for any benefit or thing of value, or as payment on
an account, as against the maker or drawer thereof, ~~the~~. The
making, drawing, uttering or delivering of a check, draft or order,
payment of which is refused by the drawee, shall be prima facie
evidence of intent to defraud and the knowledge of insufficient
funds in, or credit with, such bank or other depository; provided,
such maker or drawer shall not have paid the drawee thereof the

amount due thereon, together with the protest fees, within five (5) days from the date the same is presented for payment; and provided, further, that said check or order is presented for payment within thirty (30) days after same is delivered and accepted.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 21st day of February, 1995.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate