

SHORT TITLE: Child support; including dishonored checks written for child support and support alimony in definition of false or bogus checks; effective date.

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

SENATE BILL NO. 901

By: Smith

AS INTRODUCED

An Act relating to child support; amending 21 O.S. 1991, Section 1541.4, which relates to false or bogus checks; clarifying that dishonored checks written for child support or support alimony are included in definition of false or bogus checks; 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 for payment of child support or alimony or in exchange for money, or property, or ~~in exchange for~~ any benefit or thing of value, ~~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~~ the 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, 1996.

45-2-1592

KSM