

HOUSE BILL NO. 622

INTRODUCED BY THOFT

IN THE HOUSE

February 1, 1985	Introduced and referred to Committee on Judiciary.
February 16, 1985	Committee recommend bill do pass. Report adopted. Bill printed and placed on members' desks.
February 18, 1985	Second reading, do pass.
February 19, 1985	Considered correctly engrossed.
February 20, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 22, 1985	Introduced and referred to Committee on Judiciary.
March 23, 1985	Committee recommend bill be concurrent in. Report adopted.
March 27, 1985	Second reading, concurred in.
March 29, 1985	Third reading, concurred in. Ayes, 40; Noes, 9. Returned to House.

IN THE HOUSE

March 29, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 622
2 INTRODUCED BY Phil

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO DELETE AS AN ELEMENT
5 OF THE OFFENSE OF ISSUING A BAD CHECK THE REQUIREMENT THAT
6 IT BE DONE WITH THE PURPOSE OF OBTAINING CONTROL OVER
7 PROPERTY OR TO SECURE PROPERTY, LABOR, OR SERVICES OF
8 ANOTHER; AMENDING SECTION 45-6-316, MCA."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 45-6-316, MCA, is amended to read:

12 "45-6-316. Issuing a bad check. (1) A person commits
13 the offense of issuing a bad check when ~~with the purpose of~~
14 ~~obtaining control over property or to secure property~~
15 ~~labor or services of another~~, he issues or delivers a check
16 or other order upon a real or fictitious depository for the
17 payment of money knowing that it will not be paid by the
18 depository.

19 (2) If the offender has an account with the
20 depository, failure to make good the check or other order
21 within 5 days after written notice of nonpayment has been
22 received by the issuer is prima facie evidence that he knew
23 that it would not be paid by the depository.

24 (3) A person convicted of issuing a bad check shall be
25 fined not to exceed \$500 or be imprisoned in the county jail

1 for any term not to exceed 6 months, or both. If the
2 offender has engaged in issuing bad checks which are part of
3 a common scheme or if the value of any property, labor, or
4 services obtained or attempted to be obtained exceeds \$300,
5 he shall be fined not to exceed \$50,000 or be imprisoned in
6 the state prison for any term not to exceed 10 years, or
7 both."

-End-



-2- INTRODUCED BILL
HB 622

APPROVED BY COMMITTEE
ON JUDICIARY

1 HOUSE BILL NO. 622
2 INTRODUCTION BY [Signature]
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SECOND READING

HB 622



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THIRD READING
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