

HOUSE BILL NO. 1293

Introduced by

Representative Koppelman

Senator Lee

1 A BILL for an Act amend and reenact subsection 1 of section 6-08-16 of the North Dakota
2 Century Code, relating to issuing a check without sufficient funds; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 6-08-16 of the 1997 Supplement
5 to the North Dakota Century Code is amended and reenacted as follows:

6 1. A person may not, for that person, as the agent or representative of another, or as
7 an officer or member of a firm, company, copartnership, or corporation, make,
8 draw, utter, or deliver any check, draft, or order for the payment of money upon a
9 bank, banker, or depository, if at the time of the making, drawing, uttering, or
10 delivery, or at the time of presentation for payment, if the presentation for payment
11 is made within fourteen days after the original delivery thereof, there are not
12 sufficient funds in or credit with the bank, banker, or depository to meet the check,
13 draft, or order in full upon its presentation. Violation of this subsection is an
14 infraction if the amount of insufficient funds or credit is not more than one hundred
15 dollars, a class B misdemeanor if the amount of insufficient funds or credit is more
16 than one hundred dollars and not more than five hundred dollars, and a class A
17 misdemeanor if the amount of insufficient funds or credit is more than five hundred
18 dollars. The procedure for service of a summons or execution of a warrant is the
19 same for an infraction under this subsection as for a misdemeanor under this
20 subsection.