MAINE STATE LEGISLATURE

The following document is provided by the

LAW AND LEGISLATIVE DIGITAL LIBRARY

at the Maine State Law and Legislative Reference Library

http://legislature.maine.gov/lawlib



Reproduced from scanned originals with text recognition applied (searchable text may contain some errors and/or omissions)



119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1282

H.P. 904

House of Representatives, February 16, 1999

An Act to Make It a Class E Crime to Write a Check on a Closed Account.

Reference to the Committee on Criminal Justice suggested and ordered printed.

OSEPH W. MAYO, Clerk

Presented by Representative TUTTLE of Sanford.

Cosponsored by Representatives: CHIZMAR of Lisbon, FRECHETTE of Biddeford, McALEVEY of Waterboro, POVICH of Ellsworth, QUINT of Portland, SHERMAN of Hodgdon, TOBIN of Dexter, Senator: DAVIS of Piscataquis.

Be it enacted by the People of the State of Maine as follows:
Sec. 1. 17-A MRSA §363 is enacted to read:
§363. Issuance of check on closed account
1. A person is guilty of issuing a check on a closed
account if that person intentionally or knowingly writes a check,
draft or order for the payment of money against an account that
has been closed.
2. A person who violates subsection 1 commits a Class F
crime, shall pay restitution in the amount of the check written
on the closed account and is subject to the following:
A. For a first offense, a fine of \$500;
B. For a 2nd offense, a term of imprisonment of not less
than 14 days, which may not be suspended; and
C. For a 3rd or subsequent offense, a term of imprisonment
of not less than 30 days, which may not be suspended.
SUMMARY
This bill makes writing a check on a closed account a Class
E crime. The penalties are specified, based on the number of
prior offenses.