

the Municipal Court of Baltimore City jurisdiction where amount in question does not exceed \$500.00.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 142 of Article 27 of the Annotated Code of Maryland (1957 Edition and 1966 Supplement), title "Crimes and Punishments," subtitle "Crimes and Punishments," subheading "False Pretenses, Bad Checks, etc.," be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

142.

Every person who, with intent to cheat and defraud another, shall obtain money, credit, goods, services, release from any debt or obligation for services, or for materials or labor in the construction or repair of any building or buildings, wares or anything of value, of the value of one hundred dollars or more, by means of a check, draft or any other negotiable instrument of any kind drawn, whether by such person or by any other person, persons, firm or corporation, upon any bank, person, firm, or corporation, not indebted to drawer, or where the drawer or drawers thereof, shall not have provided for the payment or acceptance, or by means of a credit card or purported credit authorization, which he is not authorized to present and use for such purpose, and the same be not paid upon presentation, shall be deemed to have obtained such money, credit, goods, services, release, wares, or things of value by means of a false pretense, and upon conviction, shall be fined or imprisoned, or both, as provided in Section 140 of this article, at the discretion of the court. Where the value of such money, credit, goods, services, release, wares, or anything of value is less than one hundred dollars, such person, upon conviction, shall be deemed guilty of a misdemeanor and fined not more than fifty dollars or imprisoned for not more than eighteen months in the house of correction or jail, or both fined and imprisoned in the discretion of the court and the trial magistrates of the counties shall have concurrent jurisdiction over such offense with the circuit courts of the counties. The giving of the aforesaid worthless check, draft or negotiable instrument, or of the credit card or purported credit authorization, shall be prima facie evidence of intent to cheat or defraud; provided that if such person shall be a bona fide resident of the State of Maryland and shall deposit with the drawee of such paper or the acceptor of the credit card or purported credit authorization within ten days thereafter funds sufficient to meet the same, with all costs and interest which may have accrued he shall not be prosecuted under this section, and no prosecution either by presentment, indictment or otherwise, shall be instituted or commenced until after the expiration of said period of ten days. *In Baltimore City, where the amount of money or the value of the thing received does not exceed five hundred dollars (\$500.00), the Municipal Court of Baltimore City shall have jurisdiction to try persons charged with violating this section, provided that persons so convicted in the Municipal Court shall not be sentenced to the penitentiary by that Court.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1967.*

Approved March 24, 1967.