

142.

~~(e) (1) Dishonor of a check by the drawee, that the drawer had no account with the drawee at the time of utterance, and insufficiency of the drawer's funds at the time of presentation and utterance may properly be proved by introduction in evidence of a notice of protest of the check, or of a certificate under oath of an authorized representative of the drawee declaring the dishonor, lack of account and insufficiency, and this proof shall constitute presumptive evidence of the dishonor, lack of account and insufficiency.~~

~~(2) LOSS TO A CORPORATION FROM A BAD CHECK OR CHECKS MAY PROPERLY BE PROVEN BY INTRODUCTION IN EVIDENCE OF AN AFFIDAVIT OF LOSS EXECUTED BY A CUSTODIAN OF RECORDS OF THE CORPORATION, AND THIS PROOF SHALL CONSTITUTE PRESUMPTIVE EVIDENCE OF THE LOSS.~~

143.

(a) A person convicted of obtaining property or services by a bad check when the property or services has a value of \$300 or greater is guilty of a felony and shall be fined ~~NOT LESS THAN \$500 BUT~~ not more than \$1,000, or be imprisoned for not more than 15 years, or be both fined and imprisoned in the discretion of the court.

(B) A PERSON CONVICTED OF OBTAINING PROPERTY OR SERVICES BY MORE THAN ONE BAD CHECK ISSUED, EACH OF WHICH IS ISSUED FOR LESS THAN \$300, AND WHICH ARE ISSUED TO THE SAME PERSON WITHIN A 30 DAY PERIOD, WHEN THE PROPERTY OR SERVICES HAS A CUMULATIVE VALUE OF \$300 OR GREATER IS GUILTY OF A FELONY AND SHALL BE FINED NOT LESS THAN \$500 BUT NOT MORE THAN \$1,000, OR BE IMPRISONED FOR NOT MORE THAN 15 YEARS, OR BE BOTH FINED AND IMPRISONED IN THE DISCRETION OF THE COURT.

~~(C) A PERSON CONVICTED OF OBTAINING PROPERTY OR SERVICES BY ONE OR MORE BAD CHECKS DISHONORED FOR NO ACCOUNT OR CLOSED ACCOUNT IS GUILTY OF A FELONY AND SHALL BE FINED NOT LESS THAN \$500 BUT NOT MORE THAN \$1,000, OR BE IMPRISONED FOR NOT MORE THAN 15 YEARS, OR BE BOTH FINED AND IMPRISONED IN THE DISCRETION OF THE COURT.~~

~~[(b)](D)~~ (C) A person convicted of obtaining property or services by bad check when the property or services has a value of less than \$300 is guilty of a misdemeanor and shall be fined not more than \$100, or be imprisoned for not more than 18 months, or be both fined and imprisoned in the discretion of the court.

~~[(c)](E)~~ (D) In addition to the penalties provided in this section for conviction of the offense of obtaining property or services by ~~{a bad check}~~ ~~ONE OR MORE BAD CHECKS~~ the court may:

(1) Order restoration of any property which has been the object of the offense and has been recovered from the defendant or another, or which is in the defendant's possession or control, to any person or persons having a property interest therein; [and]

(2) Order restitution of the value of any property or services which has been the object of the offense. The restitution may be ordered to be paid to any person having