

Defined terms: "Check" § 8-101

"Drawer" § 8-101

"Funds" § 8-101

"Issue" § 8-101

"Obtain" § 8-101

"Pass" § 8-101

"Person" § 1-101

"Property" § 8-101

"Service" § 8-101

#### 8-106. PENALTIES.

(A) OBTAINING PROPERTY OR SERVICES WITH VALUE OF \$500 OR MORE — ONE CHECK.

A PERSON WHO OBTAINS PROPERTY OR SERVICES WITH A VALUE OF \$500 OR MORE BY ISSUING OR PASSING A CHECK IN VIOLATION OF § 8-103 OF THIS SUBTITLE IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

(B) SAME — MORE THAN ONE CHECK.

A PERSON WHO OBTAINS PROPERTY OR SERVICES BY ISSUING OR PASSING MORE THAN ONE CHECK IN VIOLATION OF § 8-103 OF THIS SUBTITLE IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$1,000 OR BOTH IF:

(1) EACH CHECK THAT IS ISSUED IS FOR LESS THAN \$500 AND IS ISSUED TO THE SAME PERSON WITHIN A 30-DAY PERIOD; AND

(2) THE CUMULATIVE VALUE OF THE PROPERTY OR SERVICES IS \$500 OR MORE.

(C) OBTAINING PROPERTY OR SERVICES — VALUE LESS THAN \$500.

A PERSON WHO OBTAINS PROPERTY OR SERVICES WITH A VALUE OF LESS THAN \$500 BY ISSUING OR PASSING A CHECK IN VIOLATION OF § 8-103 OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 18 MONTHS OR A FINE NOT EXCEEDING \$100 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 143(a) through (c).

In this section, references to issuing or passing a check "in violation of § 8-103 of this subtitle" are added for clarity.

Also in this section, the former references to "the discretion of the court" are deleted as implicit in the establishment of maximum penalties.

Defined terms: "Check" § 8-101

"Issue" § 8-101

"Obtain" § 8-101

"Pass" § 8-101