

Chapter 47

FRAUDULENT CHECKS

§ 47-1. Unlawful to draw or deliver checks with intent to defraud

§ 47-2. Prima facie evidence.

§ 47-3. Violations and penalties.

[HISTORY: Adopted by the Township Committee of the Township of Union 6-7-62. Amendments noted where applicable.]

GENERAL REFERENCES

Police Department — See Ch. 15.

Hawkers, peddlers, canvassers and solicitors — See Ch. 52. Peace and good order — See Ch. (60.

Be it ordained by the Township Committee of the Township of Union, in the County of Ocean and State of New Jersey :

§ 47-1. **Unlawful to draw or deliver checks with intent to defraud.**

It shall be unlawful for any person, either for himself or as agent or representative of another person, or as an officer or agent of *any* corporation, or as a member of a partnership, with intent to defraud, to make, draw, utter or deliver any check, draft or order for the payment of money in a sum not in excess of one hundred dollars (\$100.) upon any bank or other depository, knowing at the time of so doing that the maker or drawer has no funds or insufficient funds in or credit with such bank or other depository for the payment in full of such instrument upon its presentation although no express representation is made in reference thereto.

§ 47-2. Prim facie evidence.

The making, drawing, uttering or delivering of a check, draft or order as stated in the foregoing section shall be prima facie evidence of intent to defraud, and the certificate of protest of nonpayment of same shall be presumptive evidence that there were no funds or insufficient funds in or credit with such bank or other depository and that the person making, drawing, uttering or delivering the instrument knew that there were no funds or insufficient funds or credit with such bank or other depository.

§ 47-3. Violations and penalties. [Amended 9-2-71]

Each violation of § 47-1 hereof shall be punishable by a term of imprisonment of not more than ninety (90) days or a fine of not, more than five hundred dollars (\$500.), or both.