

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/25/03

A Bill

SENATE BILL 950

5 By: Senator Holt
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For An Act To Be Entitled

9 AN ACT TO INCREASE PENALTIES UNDER THE ARKANSAS
10 HOT CHECK LAW; AND FOR OTHER PURPOSES.

Subtitle

13 AN ACT TO INCREASE PENALTIES UNDER THE
14 ARKANSAS HOT CHECK LAW.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 5-37-305(a), concerning penalties for
20 violating the Arkansas Hot Check Law, is amended to read as follows:

21 (a) Upon a determination of guilt, in the event that the order, draft,
22 check, or other form of presentment involving the transmission of account
23 information is two hundred dollars (\$200) or less, the penalties shall be as
24 follows:

25 (1)(A) *First Offense. A fine of not less than fifty dollars*
26 *(\$50.00) nor more than five hundred dollars (\$500) or imprisonment in the*
27 *county jail or regional detention facility not to exceed thirty (30) days, or*
28 *both;*

29 (B) At the request of the prosecuting attorney, the fine
30 may be waived and the person ordered to pay for and attend a class on
31 budgeting and checkbook balancing not to exceed two (2) nights per week for
32 two (2) weeks;

33 (2)(A) *Second Offense. A fine of not less than one hundred*
34 *dollars (\$100) nor more than one thousand dollars (\$1,000) or imprisonment in*
35 *the county jail or regional detention facility not to exceed ninety (90)*
36 *days, or both;*



1 (B) At the request of the prosecuting attorney, the fine may be
2 waived and the person ordered to pay for and attend a class on budgeting and
3 checkbook balancing not to exceed two (2) nights per week for four (4) weeks;

4 (3)(A) *Third and Subsequent Offenses.* A fine of not less than
5 *two hundred dollars (\$200) nor more than two thousand dollars (\$2,000) or*
6 *imprisonment in the county jail or regional detention facility not to exceed*
7 *one (1) year, or both;*

8 (B) At the request of the prosecuting attorney, the fine
9 may be waived and the person ordered to pay for and attend a class on
10 budgeting and checkbook balancing not to exceed two (2) nights per week for
11 three (3) months;

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14 /s/ Holt
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