

ORDINANCE NO. 55

ORDINANCE RELATING TO THE ISSUANCE
OF WORTHLESS CHECKS

Be it ordained by the Village Council of the Village of Glyndonas follows:

Section 1. "Credit" means an arrangement or understanding with the drawee for the payment of the check or other order for the payment of money to which this section applies.

Section 2. Whoever issues any check or other order for the payment of money, which, at the time of issuance, he intends shall not be paid may be sentenced to imprisonment for not more than 90 days or to payment of a fine of not more than \$100.00.

Section 3. Any of the following evidence sufficient to sustain a finding that the person at the time he issued the check or other order for the payment of money, intended it should not be paid:

(a) Proof that, at the time of issuance, he did not have an account with the drawee; or

(b) Proof that, at the time of issuance, he did not have sufficient funds or credit with the drawee and that he failed within five days after receiving notice of nonpayment or dishonor to pay the check or other order; or

(c) Proof that, when presentment was made within a reasonable time, the issuer did not have sufficient funds or credit with the drawee and that he failed within five days after receiving notice of nonpayment or dishonor to pay the check or other order.

Section 4. If the check or other order for the payment of money has been protested, the notice of protest thereof is admissible as proof of presentation, nonpayment, and protest, and is evidence sufficient to sustain a finding that there was a lack of funds or credit with the drawee.

Section 5. This section does not apply to a postdated check or to a check given for a past consideration, except a payroll check. Laws 1963, c. 753.

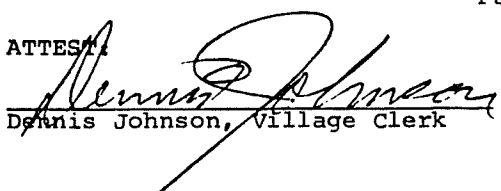
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Section 6. This Ordinance shall take effect and shall be in full force and effect after its passage and publication.

Passed by the Village Council of the Village of Glyndon, Minnesota this 3rd day of November, 1971.

Fay Bolin - Mayor

ATTEST



Dennis Johnson, Village Clerk