

CITY OF PALMER, ALASKA
ORDINANCE NO. 107

AN ORDINANCE PROHIBITING ISSUING CHECKS WITHOUT
FUNDS OR CREDIT.

THE CITY OF PALMER ORDAINS:

Section 1. No person shall make, or draw, or utter, or deliver any check, draft or order, for payment of money, upon any bank or other depository, knowing at the time of such making, drawing, uttering or delivering, that the maker, or drawer, has not sufficient funds in, or credit with, such bank or other depository for the payment of such check, draft or order in full, upon its presentation, and without fully informing the payee of such check, draft or order, or the person to whom it is delivered, at the time of the making, uttering, drawing or delivering of the same, that the person so making, drawing, uttering or delivering such check, draft or order has not sufficient funds in or credit with such bank or other depository for the payment of such check, draft or order, in full, upon presentation, or, any person who, having such funds or credits at the time of making, drawing, uttering or delivering such check, draft or order sufficient for the payment of the same, has knowingly drawn, made, uttered or delivered other checks, drafts or orders which, if presented in due course, would have exhausted such funds or credits, or knowing at the time of the making, uttering, issuing or delivery of such check, draft or order, that for other reasons such funds or credits would be exhausted by the time such check, draft or order would be presented, or any person who shall knowingly, after drawing, making uttering or delivering such check, draft or order, by any means, exhaust the funds or credits upon which such check, drafts or order is drawn before it is presented for payment.

Section 2. As against the maker or drawer thereof, the making, drawing, uttering, or delivering of a check, draft, or order, payment of which is refused by the drawee, shall be prima facie evidence of knowledge of insufficient funds in or credit with such bank or other depository, provided such maker or drawer shall not have paid the drawee thereof the amount due thereon, together with all costs and protest fees, within two (2) days after receiving notice that such check, draft or order has not been paid by the drawee.

Section 3. The word "credit" as used in the two preceding paragraphs shall be construed to mean an arrangement or understanding with the bank or depository, for the payment of such check, draft or order.

Section 4. Any person who violates this ordinance is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than three hundred dollars (\$300.00), or by imprisonment for not more than thirty (30) days, or by both such fine and imprisonment.

Section 5. This ordinance shall be effective thirty days after its passage, approval and publication. Publication of this ordinance shall be by posting a copy thereof on the City Hall Bulletin board for a period of ten days following its passage and approval. The City Clerk shall further publish a notice of the place of posting and a brief statement of the purpose of the ordinance in a local newspaper of the city within a reasonable time.

First Reading: March 26, 1963

Second Reading: April 9, 1963

Passed and approved by the City Council of the City of Palmer, Alaska, this 24th day of April, 1963.

Willard Johnson, Mayor Pro Tempore

ATTEST:

Emilie St. Pierre
Emilie St. Pierre, City Clerk

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