**South Carolina General Assembly**

118th Session, 2009-2010

**H. 4130**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. J.R. Smith

Document Path: l:\council\bills\ms\7406zw09.docx

Introduced in the House on June 16, 2009

Currently residing in the House Committee on **Judiciary**

Summary: Fraudulent check

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

6/16/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\06-16-09.docx)‑71

6/16/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\06-16-09.docx)‑71

**VERSIONS OF THIS BILL**

[6/16/2009](file:///p:\pprever\2009-10\4130_20090616.docx)

**A** **BILL**

TO AMEND SECTION 34‑11‑90, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO JURISDICTION OVER FRAUDULENT CHECK OFFENSES AND PENALTIES, SO AS TO INCREASE THE PENALTIES FOR SECOND OR SUBSEQUENT OFFENSES.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 34‑11‑90(a) of the 1976 Code, as last amended by Act 257 of 2000, is further amended to read:

“(a) Convictions in a magistrates court are punishable as follows:

(1) for a first conviction, if the amount of the instrument is five hundred dollars or less, by a fine of not less than fifty dollars nor more than two hundred dollars or by imprisonment for not more than thirty days;

(2) for a first conviction, if the amount of the instrument is more than five hundred dollars but not greater than one thousand dollars, by a fine of not less than three hundred nor more than five hundred dollars or by imprisonment for not more than thirty days, or both;

(3) for a second or subsequent conviction, if the amount of the instrument is five hundred dollars or less, by a fine of ~~two~~ ~~hundred dollars~~ not less than six hundred dollars but not more than one thousand dollars or by imprisonment for not more than ~~thirty~~ sixty days;

(4) for a second or subsequent conviction, if the amount of the instrument is more than five hundred dollars but not greater than one thousand dollars, by a fine of not ~~more than five hundred dollars~~ less than one thousand dollars but not more than two thousand dollars or by imprisonment for not more than ~~thirty~~ ninety days, or both.”

SECTION 2. This act takes effect upon approval by the Governor.

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