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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**

No. **226** Session of  
1961

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INTRODUCED BY MR. WEINER (BY REQUEST),  
FEBRUARY 14, 1961.

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REFERRED TO COMMITTEE ON JUDICIARY GENERAL,  
FEBRUARY 14, 1961.

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**AN ACT**

Amending the act of June 24 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful for certain employers to issue checks to employees without sufficient funds in a separate account for the payment thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

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EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underlining indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

1 Section 1 The act of June 24 1939 (P L 872) known as "The Penal  
2 Code" is amended by adding after section 854 a new section to read  
3 Section 854.1 Worthless Checks and Drafts of Employers Whoever  
4 being an employer who makes draws utters or delivers or causes another  
5 person to make draw utter or deliver any check draft or order for the  
6 payment of money to an employe former employe or sales agent for  
7 current or previous services rendered upon any bank banking institu-  
8 tion trust company or other depository and at the time of such making  
9 drawing uttering or delivering does not have sufficient collected funds  
10 in such bank banking institution trust company or other depository for  
11 the payment of such check draft or order although no express repre-  
12 sentation is made in reference thereto or upon notice from any source  
13 of dishonor of such check draft or order because of insufficient funds  
14 fails to cause such check draft or order to be paid within five (5) days  
15 thereafter is guilty of a misdemeanor and upon conviction thereof shall  
16 be imprisoned not exceeding two (2) years or fined not exceeding one  
17 thousand dollars (\$1000) or both A prosecution under this section may  
18 be instituted by any person injured by such making drawing uttering or  
19 delivery

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The ..... day of ..... A. D. 1961.

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Governor