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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 590 Session of 2017

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INTRODUCED BY STEFANO AND WAGNER, APRIL 13, 2017

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REFERRED TO BANKING AND INSURANCE, APRIL 13, 2017

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in forgery and fraudulent practices,  
3 further providing for bad checks.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 4105(e)(3) of Title 18 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 4105. Bad checks.

9 \* \* \*

10 (e) Costs.--Upon conviction under this section the sentence  
11 shall include an order for the issuer or passer to reimburse the  
12 payee or such other party as the circumstances may indicate for:

13 \* \* \*

14 (3) A service charge if written notice of the service  
15 charge was conspicuously displayed on the payee's premises  
16 when the check was issued. The service charge shall not  
17 exceed [\$50] \$75 unless the payee is charged fees in excess  
18 of [\$50] \$75 by financial institutions as a result of such  
19 bad check or similar sight order for the payment of money. If

1 the payee is charged fees in excess of [\$50] \$75, then the  
2 service charge shall not exceed the actual amount of the  
3 fees.

4 Section 2. This act shall take effect in 60 days.