

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

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HOUSE BILL 1118

Short Title: Fraud Against Financial Institutions. (Public)

Sponsors: Representatives Church, Morgan; and Harrington.

Referred to: Judiciary II.

April 12, 2001

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE CRIMINAL OFFENSE OF FRAUD AGAINST
3 FINANCIAL INSTITUTIONS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Article 20 of Chapter 14 of the General Statutes is amended by
6 adding a new section to read:

7 "**§ 14-118.6. Financial institutions fraud.**

8 (a) Any person who knowingly and willfully executes, or attempts to execute, a
9 scheme or artifice to do any of the following is guilty of fraud and shall be punished as a
10 Class I felon:

11 (1) Defraud a financial institution.

12 (2) Obtain any of the monies, funds, credits, assets, securities, or other
13 property owned by, or under the custody and control of, a financial
14 institution, by means of false or fraudulent pretenses, representations,
15 or promises.

16 (b) For purposes of this section, 'financial institution' means a bank, savings
17 bank, savings and loan association, trust company, credit union, or other entity
18 principally engaged in the business of lending money or receiving or soliciting money
19 on deposit."

20 SECTION 2. This act becomes effective December 1, 2001, and applies to
21 offenses committed on or after that date.