

SENATE No. 521

The Commonwealth of Massachusetts

PRESENTED BY:

Eileen M. Donoghue

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the honoring and cashing of checks.

PETITION OF:

NAME:

Eileen M. Donoghue

DISTRICT/ADDRESS:

First Middlesex

SENATE No. 521

By Ms. Donoghue, a petition (accompanied by bill, Senate, No. 521) of Eileen M. Donoghue for legislation relative to the honoring and cashing of checks. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the honoring and cashing of checks.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 167 of the General Laws, as appearing in the 2014 Official Edition, is hereby
2 amended by inserting after section 46 the following section:-

3 Section 46A. Requirement that a bank honor and cash a check drawn on the bank

4 A bank doing business in the commonwealth, which for the purposes of this section shall
5 include any bank, except an internet bank as defined in section one and any national bank,
6 national banking association, federal savings bank, federal savings and loan association and
7 federal credit union, shall honor and cash a check drawn on the bank presented by any person,
8 whether or not the person has an account in the bank and without charging a fee, if the following
9 conditions are met: (1) the person presenting the check provides adequate information for
10 identification purposes; (2) the bank has no reason to suspect that the check is forged; and (3) the
11 check is for an amount not exceeding \$2,500 dollars. Any bank which fails to cash a check in
12 accordance with this section or which otherwise violates the provisions of this section or any

13 regulations promulgated thereunder shall be punished by a fine of not more than \$500 for each
14 such violation.