

1                   BEFORE THE BOARD OF COUNTY COMMISSIONERS

2                   MULTNOMAH COUNTY OREGON

3                   ORDINANCE NO. 713

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5           An ordinance amending the Multnomah County Code, Section  
6 5.10, relating to fees assessed to recover the costs of  
7 dishonored checks.

8                   (Language in brackets [ ] is to be deleted; underlined language is new).

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10          Multnomah County ordains as follows:

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12          Section I Findings

13               Multnomah County has checks returned to various County  
14 agencies as unrecoverable because of, among other reasons,  
15 insufficient funds, and closed or no account. Bank charges and  
16 other general fund costs incurred in handling these dishonored  
17 checks are often not recovered.

18          Section II Purpose

19               The purpose of this amendment is to defray County expenses.  
20 Fees assessed and recovered for costs associated with dishonored  
21 checks will be returned to the general fund. The recovered value  
22 of the original check will be returned to the County organization  
23 or program that initially received the dishonored check.

24 Section III Amendment

25 MCC Chapter 5.10 is amended by adding the following:

26 **5.10.090 Fees for recovering costs of dishonored checks.**

27 (A) For any check, draft, or order of payment in money given  
28 to the County by any person in payment of taxes or fees for any  
29 service listed herein, which check, draft, or order of payment in  
30 money is dishonored for any cause, including but not limited to  
31 non-sufficient funds, closed account or no account, there shall  
32 be a fee assessed in the amount of then-current charge made to  
33 County by the bank from which the check was returned, plus an  
34 additional \$12.50 to cover internal costs, such as extra data  
35 entry, processing time, and unavailability of the revenues  
36 represented by the original check.

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38 (B) At the discretion of the Department which originally  
39 accepted the dishonored check, the fee assessed may be reduced to  
40 cover only the County's payment to the bank involved. The  
41 accepting Department shall be responsible for the \$12.50 not  
42 assessed.

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44 (C) Said fee is collectible by the County in any lawful  
45 manner, including but not limited to, filing of appropriate  
46 proceedings pursuant to statute, or such other means as may be  
47 legally pursued.

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49           Section IV Adoption

50           ADOPTED this 5th day of March, 1992,  
51 being the date of its second reading before the Board of  
52 County Commissioners of Multnomah County, Oregon.



56           By Gladys McCoy  
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58           Gladys McCoy, Chair  
59           Multnomah County, Oregon

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62           REVIEWED:

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65           By Laurence Kressel  
66           Laurence Kressel, County Counsel  
67           For Multnomah County, Oregon

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69           Also see 5.10.160 (d) as amended October 3, 1991 (Agenda Item R-  
70           3).