

O.C.G.A. § 16-9-1

Current through the 2017 Regular Session of the General Assembly.

[Official Code of Georgia Annotated > TITLE 16. CRIMES AND OFFENSES > CHAPTER 9. FORGERY AND FRAUDULENT PRACTICES > ARTICLE 1. FORGERY AND RELATED OFFENSES](#)

§ 16-9-1. Forgery; classification of forgery offenses

- (a) As used in this Code section, the term:
 - (1) "Bank" means incorporated banks, savings banks, banking companies, trust companies, credit unions, and other corporations doing a banking business.
 - (2) "Check" means any instrument for the payment or transmission of money payable on demand and drawn on a bank.
 - (3) "Writing" includes, but shall not be limited to, printing or any other method of recording information, money, coins, tokens, stamps, seals, credit cards, badges, trademarks, and other symbols of value, right, privilege, or identification.
- (b) A person commits the offense of forgery in the first degree when with the intent to defraud he or she knowingly makes, alters, or possesses any writing, other than a check, in a fictitious name or in such manner that the writing as made or altered purports to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority and utters or delivers such writing.
- (c) A person commits the offense of forgery in the second degree when with the intent to defraud he or she knowingly makes, alters, or possesses any writing, other than a check, in a fictitious name or in such manner that the writing as made or altered purports to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority.
- (d) A person commits the offense of forgery in the third degree when with the intent to defraud he or she knowingly:
 - (1) Makes, alters, possesses, utters, or delivers any check written in the amount of \$1,500.00 or more in a fictitious name or in such manner that the check as made or altered purports to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority; or
 - (2) Possesses ten or more checks written without a specified amount in a fictitious name or in such manner that the checks as made or altered purport to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority.
- (e) A person commits the offense of forgery in the fourth degree when with the intent to defraud he or she knowingly:
 - (1) Makes, alters, possesses, utters, or delivers any check written in the amount of less than \$1,500.00 in a fictitious name or in such manner that the check as made or altered purports to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority; or

- (2) Possesses less than ten checks written without a specified amount in a fictitious name or in such manner that the checks as made or altered purport to have been made by another person, at another time, with different provisions, or by authority of one who did not give such authority.

History

Code 1933, § 26-1701, enacted by Ga. L. 1968, p. 1249, § 1; Ga. L. 1969, p. 857, § 6; Ga. L. 2012, p. 899, § 3-5/HB 1176.

OFFICIAL CODE OF GEORGIA ANNOTATED

Copyright 2018 by The State of Georgia All rights reserved.