

of such making, drawing, uttering or delivery that the maker or drawer has not sufficient funds in or credit with such bank or other depositary for the payment of such check, draft or order in full upon its presentation, shall be guilty of a gross misdemeanor, and upon conviction thereof, shall be fined not more than one thousand dollars, or imprisoned not more than one year, or both.

The making, drawing, uttering or delivering of such check, draft or order as aforesaid, shall be prima facie evidence of intent to defraud.

The word "credit" as used herein shall be construed to mean an arrangement or understanding with the bank or depositary for the payment of such check, draft or order.

Approved March 26, 1919.

CHAPTER 95—S. F. No. 4.

An act to amend Section 9248, G. S. 1913, relating to recognizances on appeals or writs of error to the supreme court in criminal cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Admission to bail or appearance before supreme court.—That section 9248, G. S. 1913, be, and the same is hereby amended so as to read as follows:

Sec. 9248. If upon appeal or writ of error the defendant shall be admitted to bail he may recognize to the state in such sum as shall be ordered, with sufficient sureties, conditioned for his appearance before the supreme court, and the presentation and prosecution of the appeal or writ of error with effect, and *in harmony with the rules of that court*, to abide the judgment of the court thereon, and in the meantime to keep the peace and be of good behavior, *and the trial judge, or a justice of the supreme court on the allowance of a writ of error or after an appeal has been perfected, may in his discretion allow such recognizance in all cases where the death penalty does not apply.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 25, 1919.

CHAPTER 96—S. F. No. 5.

An act amending Section 118, G. S. 1913, relating to the supreme court, and the terms thereof to be held by the justices each year and imposing upon the senior associate justice the duties of the chief justice in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. One term of supreme court each year, and senior associate justice to preside in case of absence of chief justice.—