

ORDINANCE NO. 3510

AN ORDINANCE AMENDING THE MIDWEST CITY MUNICIPAL CODE, CHAPTER 28, OFFENSES – MISCELLANEOUS; ARTICLE IV, OFFENSES AGAINST PROPERTY; SECTION 28-77, RESERVED; AND PROVIDING FOR REPEALER AND SEVERABILITY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

ORDINANCE

Section 1. That the Midwest City Municipal Code, Chapter 28, Offenses – Miscellaneous; Article IV, Offenses Against Property, Section 28-77, is hereby brought out of reserve and amended to read as follows:

Sec. 28-77. – Taking Credit or Debit Card – Receiving Taken Credit or Debit Card

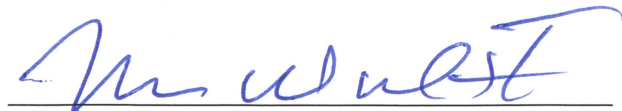
- (a) A person who takes a credit card or debit card from the person, possession, custody or control of another without the cardholder's consent, or who, with knowledge that it has been so taken, receives the credit card or debit card with intent to use it or to sell it, or to transfer it to a person other than the issuer or the cardholder, is guilty of card theft.
- (b) Taking a credit card or a debit card without consent includes obtaining it by the crime of larceny, larceny by trick, larceny by the bailee, embezzlement or obtaining property by false pretense, false promise, extortion or in any manner taking without the consent of the cardholder or issuer.
- (c) A person who has in his possession or under his control any credit card or debit card obtained under subsection (b) of this section is presumed to have violated this section.

Section 2. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. SEVERABILITY. If any section, sentence, clause, or portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining provisions of the ordinance.

PASSED AND APPROVED by the Mayor and the Council of the City of Midwest City, Oklahoma, this 28 day of March, 2023.

THE CITY OF MIDWEST CITY, OKLAHOMA



MATTHEW D. DUKES, II, Mayor



1
2 ATTEST:

3 Sara Hancock

4
5 SARA HANCOCK, City Clerk

6
7 Approved as to form and legality this 20th day of March, 2023.

8
9 Donal Maisch
10 DON MAISCH, City Attorney
11
12