

1 HB399  
2 146658-4  
3 By Representative Newton (D)  
4 RFD: Judiciary  
5 First Read: 07-MAR-13

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2 ENROLLED, An Act,

3 To amend Section 7-4A-108, relating to electronic  
4 fund transfers; to specify the relationship between Article 4A  
5 of the Uniform Commercial Code and the federal Electronic Fund  
6 Transfer Act and to provide that Article 4A of the code  
7 applies to remittance transfers that are governed by the  
8 federal Electronic Fund Transfer Act.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 7-4A-108, Code of Alabama 1975,  
11 is amended to read as follows:

12 "§7-4A-108.

13 " (a) Except as provided in subsections (b) and (c),  
14 subsection (b), this This article does not apply to a funds  
15 fund funds transfer any part of which is governed by the  
16 Electronic Fund Transfer Act of 1978 (Title XX, Public Law  
17 95-630, 92 Stat. 3728, 15 U.S.C. §1693 et seq.), as amended  
18 from time to time.

19 "(b) This article applies to a fund funds transfer  
20 that is a remittance transfer as defined in the Electronic  
21 Fund Transfer Act (15 U.S.C. Sec. 1693o-1), as amended from  
22 time to time, unless the remittance transfer is an electronic  
23 fund transfer as defined in the Electronic Fund Transfer Act  
24 (15 U.S.C. Sec. 1693a), as amended from time to time.

1           "(c) In a fund funds transfer to which this article  
2 applies, in the event of an inconsistency between an  
3 applicable provision of this article and an applicable  
4 provision of the Electronic Fund Transfer Act, the provision  
5 of the Electronic Fund Transfer Act governs to the extent of  
6 the inconsistency."

7           Section 2. This act shall become effective on the  
8 first day of the third month following its passage and  
9 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 18-APR-13, as amended.

Jeff Woodard  
Clerk

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Senate    20-MAY-13    Passed

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