

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

1 ENGROSSED

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4 A BILL
5 TO BE ENTITLED
6 AN ACT
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8 To amend Section 7-4A-108, relating to electronic
9 fund transfers; to specify the relationship between Article 4A
10 of the Uniform Commercial Code and the federal Electronic Fund
11 Transfer Act and to provide that Article 4A of the code
12 applies to remittance transfers that are governed by the
13 federal Electronic Fund Transfer Act.

14 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

17 "§7-4A-108.

18 " (a) Except as provided in subsections (b) and (c),
19 subsection (b), this article does not apply to a funds
20 fund funds transfer any part of which is governed by the
21 Electronic Fund Transfer Act of 1978 (Title XX, Public Law
22 95-630, 92 Stat. 3728, 15 U.S.C. §1693 et seq.), as amended
23 from time to time.

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

1 fund transfer as defined in the Electronic Fund Transfer Act
2 (15 U.S.C. Sec. 1693a), as amended from time to time.

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

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

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Judiciary 07-MAR-13

Read for the second time and placed
on the calendar 1 amendment 20-MAR-13

Read for the third time and passed
as amended..... 18-APR-13
Yeas 98, Nays 0, Abstains 1

Jeff Woodard
Clerk