
HOUSE BILL No. 1224

DIGEST OF INTRODUCED BILL

Citations Affected: IC 26-1-4.1-108.

Synopsis: UCC fund transfer provisions. Provides that Indiana's Uniform Commercial Code provisions governing fund transfers apply to a fund transfer that is a remittance transfer for purposes of the federal Electronic Fund Transfer Act (federal act), unless the remittance transfer is also an electronic fund transfer for purposes of the federal act. Provides that if the federal act and Indiana's statute both apply to a fund transfer, the federal act governs to the extent of any inconsistency.

Effective: July 1, 2013.

Price, Burton

January 14, 2013, read first time and referred to Committee on Financial Institutions.

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First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1224



A BILL FOR AN ACT to amend the Indiana Code concerning commercial law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 26-1-4.1-108 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 108. **(a) Except as**
3 **provided by subsection (b)**, IC 26-1-4.1 does not apply to a funds
4 transfer any part of which is governed by the Electronic Fund Transfer
5 Act of 1978 (Title XX, Public Law 95-630, 92 Stat. 3728, 15 U.S.C.
6 1693 et seq.) as amended from time to time.

7 **(b) IC 26-1-4.1 applies to a funds transfer that is a remittance**
8 **transfer as defined in the Electronic Fund Transfer Act (15 U.S.C.**
9 **1693o-1) as amended from time to time, unless the remittance**
10 **transfer is an electronic fund transfer as defined in the Electronic**
11 **Fund Transfer Act (15 U.S.C. 1693a) as amended from time to**
12 **time.**

13 **(c) In a funds transfer to which IC 26-1-4.1 applies, in the event**
14 **of an inconsistency between an applicable provision of IC 26-1-4.1**
15 **and an applicable provision of the Electronic Fund Transfer Act,**
16 **the provision of the Electronic Fund Transfer Act governs to the**
17 **extent of the inconsistency.**

