

# HOUSE BILL No. 5119

October 31, 2013, Introduced by Reps. VerHeulen, Cotter and Callton and referred to the Committee on Financial Services.

A bill to amend 1962 PA 174, entitled "Uniform commercial code," by amending section 4A108 (MCL 440.4608), as added by 1992 PA 100.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 4A108. (1) ~~This~~ **EXCEPT AS PROVIDED IN SUBSECTION (2),**  
2 **THIS** article does not apply to a funds transfer any part of which  
3 is governed by the electronic fund transfer act. ~~of 1978, Title XX,~~  
4 ~~Public Law 95-630, 92 Stat. 3728, 15 U.S.C. 1693.~~

5           (2) **THIS ARTICLE APPLIES TO A FUNDS TRANSFER THAT IS A**  
6 **REMITTANCE TRANSFER AS DEFINED IN 15 USC 16930-1, UNLESS THE**  
7 **REMITTANCE TRANSFER IS AN ELECTRONIC FUND TRANSFER AS DEFINED IN 15**  
8 **USC 1693A.**

9           (3) **IN A FUNDS TRANSFER TO WHICH THIS ARTICLE APPLIES, IN THE**

1 EVENT OF AN INCONSISTENCY BETWEEN AN APPLICABLE PROVISION OF THIS  
2 ARTICLE AND AN APPLICABLE PROVISION OF THE ELECTRONIC FUND TRANSFER  
3 ACT, THE PROVISION OF THE ELECTRONIC FUND TRANSFER ACT GOVERNS TO  
4 THE EXTENT OF THE INCONSISTENCY.

5 (4) AS USED IN THIS SECTION, "ELECTRONIC FUND TRANSFER ACT"  
6 MEANS THE ELECTRONIC FUND TRANSFER ACT, 15 USC 1693 TO 1693R.