

MAINE STATE LEGISLATURE

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L.D. 456

Date: 3/26/07

(Filing No. H-40)

Minority

INSURANCE AND FINANCIAL SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 355, L.D. 456, Bill, "An Act To Protect
Holders of Small Bank Accounts"

Amend the bill by striking out everything after the enacting clause and before the
summary and inserting the following:

'Sec. 1. 9-B MRSA §428, as amended by PL 2001, c. 211, §13, is further
amended to read:

§428. Inactive deposits or accounts

All moneys in unclaimed accounts in each financial institution authorized to do
business in this State must be disposed of according to Title 33, chapter 41. A financial
institution must send a written notice by certified mail with return receipt requested to the
last known address of the account holder of an unclaimed account unless the financial
institution has a reasonable belief that the address is not accurate. A financial institution
must wait at least 30 days after sending a notice before money in an unclaimed account
may be disposed of pursuant to this section. A financial institution may recoup the costs
associated with mailing a written notice pursuant to this section from the money in an
unclaimed account.

SUMMARY

This amendment is the minority report of the committee and replaces the bill. The
amendment requires financial institutions to send written notice by certified mail with
return receipt requested to account holders of unclaimed accounts and wait at least 30
days after sending the notice before disposing of the money in the account according to
the Uniform Unclaimed Property Act. The amendment does not require a notice to be
sent if the financial institution has a reasonable belief that the last known address of the
account holder is not accurate. The amendment also permits the financial institution to
recoup the costs associated with mailing a written notice from the money in the
unclaimed account.

COMMITTEE AMENDMENT

1008

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FISCAL NOTE REQUIRED
(See attached)



123rd MAINE LEGISLATURE

LD 456

LR 895(02)

An Act To Protect Holders of Small Bank Accounts

Fiscal Note for Bill as Amended by Committee Amendment **A**

Committee: Insurance and Financial Services

Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)				
General Fund	\$5,000	\$5,000	\$5,000	\$5,000
Revenue				
General Fund	(\$5,000)	(\$5,000)	(\$5,000)	(\$5,000)

Fiscal Detail and Notes

Allowing financial institutions to recoup costs associated with mailing written notices by certified mail to owners of unclaimed accounts will reduce amounts turned over to the Unclaimed Property Fund and subsequently reduce the amount transferred to the General Fund at the end of each fiscal year by approximately \$5,000 annually. This estimate is based on 625 accounts per year and certified mail costs of \$8.29 per account.