

**Norsco Federal Credit Union**  
**Expedited Funds Availability**  
**And Electronic Funds Transfer Agreement**  
**And Disclosure**

To Locate this Funds Availability Disclosure

- a. Located in office lobby
- b. Provided at membership Establishment

**Funds Availability Policy**

General Policy:

Regulation CC, Availability of Funds and Collection of Checks, requires that Norsco FCU provide their members with disclosures stating when their funds will be available for withdrawal.

Regulation CC states when deposits of various types must be made available to our members, measured in business days following the banking day on which the deposit is made. Business days are defined as Mondays through Fridays except for most federal holidays. A banking day is any business day when Norsco FCU is open for substantially all of its banking activities. Any deposits made before 4pm on a banking day, when we are open, will be considered deposited that day. If a deposit is made after 4pm or on a day we are not open, we will consider that deposit was made on the next banking day we are open.

The length of delay in availability depends on the type of deposit and is explained below.

**Same-Day Availability**

Funds from the following deposits are available on the day of the deposit:

- a. Cash
- b. Checks drawn on our credit union
- c. US Treasury checks made payable to the member and deposited to the member's account
- d. State and local government checks that are made payable to the member.
- e. US Postal Service Money Orders deposited in person at Norsco FCU to the member's account
- f. Wire Transfers
- g. Payroll checks issued to our members from one of the Norsco FCU sponsor groups
- h. Funds from electronic deposits
- i. Federal Reserve Bank checks, Federal Home Loan Bank checks made payable to the member and deposited in the member's account
- j. First \$100.00 of checks deposited each business day

**Second Day Availability**

The following types of deposits will be made available on the second business day following the banking day of deposit:

- a. US Treasury checks not deposited in a payee's account
- b. US Postal Service Money Order not deposited in a payee's account
- c. Funds from other check deposits will not be made available until the second business day after the day of your deposit. The first \$100.00, however, will be made available the same day as the deposit.
- d. If we cash a check that is drawn on another bank, we may hold that amount of funds that are already in your account. If we accept for deposit a check that is drawn on another bank, we may make the funds from the deposit available immediately but delay availability to withdraw that amount of funds that you have on deposit in another account with us. The funds in the other account would then not be available for withdraw until the second business day.

### **Longer Delays May Apply**

We may delay your ability to withdraw funds deposited by check into your account an additional number of days from the following reasons:

- a. We believe a check you deposited will not be paid
- b. You deposit checks totaling more than \$5,000.00 on any one day
- c. You redeposit a check that has been returned unpaid
- d. You have overdrawn your account repeatedly in the last six (6) months
- e. There is an emergency, such as failure of communications or computer equipment.

We will notify you if we delay your availability to withdraw funds for any of these reasons, and we will tell you when the funds will be available. They will generally be available no later than the eleventh business day after the day of your deposit.

### **Special Rules for New Accounts**

If you are a new member, the following special rules will apply during the first thirty (30) days your account is open. An account is not new if each member on the account has an established transaction account relationship with Norsco FCU.

- a. Cash deposits and wire transfers are subject to the same day availability requirements
- b. The first \$5,000.00 deposits of US Treasury checks must be made available on the next business day. Any amount over \$5,000.00 into a new account may be held until the 9<sup>th</sup> business day.
- c. Funds from electronic direct deposits to your account, deposits of cash, wire transfers and the first \$5,000.00 of a day's total deposits of cashier's, certified, teller's, traveler's, and federal, state and local government checks will be available same day of deposits meet certain conditions. For example, the check must be payable to you. The excess over \$5,000.00 will be made available on the 9<sup>th</sup> business day after the day of your deposit. If your deposit is not made in person, the first \$5,000.00 will not be made available until the second business day after the day of the deposit
- d. Funds from all other checks will be available on the fifth business day after the deposit
- e. The first \$100.00 of any day's deposit be made available on the next business day does not apply for new accounts

### **Electronic Funds Transfer Agreement And Disclosure**

This Electronic Funds Transfer Agreement is the contract that covers your and our rights and responsibilities concerning the electronic funds transfer (EFT) services offered to you by Norsco FCU. By signing an application or your account card for EFT services, signing your card, or using any service, each of you, jointly and severally, agree to the terms and conditions in this agreement and any amendments for the EFT services offered.

EFT services include:

- a. ATM card
- b. MasterCard Check Card
- c. Pre-authorized EFT
  - Direct deposits-Upon instruction of your employer, the Treasury Dept., or other financial institution, the Credit Union will accept direct deposits of your paycheck or have federal recurring payments, such as Social Security and/or Pension to your share and/or share draft account.
  - Preauthorized debits-Upon instruction we will pay certain recurring transactions from your share and/or share draft account.
  - Electronic check conversion/electronic check fees-If you pay something with a check or share draft, you may authorize your check to be converted to an electronic fund transfer. You may also authorize merchants to electronically debit your account for returned check fees. You are considered to have authorized these EFT's if you complete the transaction after being told (orally or by a notice posted or sent to you) that the transfer may be processed electronically or if you sign a written authorization.
  - Home Banking-If we approve home banking for your accounts, your initial PIN (Personal Identification Number) will be the last 4 digits of the social security number on the account. Within two (2) logins, you will be required to change the password. You must use your PIN along with your member number to access your accounts. At the present time, you may use Home Banking to; request a cashier's check from your shares or share draft accounts, transfer funds from your share and share draft accounts, obtain balance information and make loan payments from your share or share draft accounts to the same credit union loans. You may request that your monthly and/or quarterly statements be sent to you electronically.

- ACH and Wire Transfers-This agreement is subject to Article 4A of the Uniform Commercial Code-Fund Transfers as adopted in the state in which you have your account with us. If you originate a funds transfer for whom Fed wire is used, and you identify by name and number a beneficiary institution, an intermediary financial institution or a beneficiary, we and every receiving or beneficiary institution may rely on the identifying number to make payment. We may rely on the number even if it identifies a financial institution, person or account other than the one named. You agree to be bound by automated clearinghouse association rules. These rules provide, among other things that payments made to you or originated by you, are provisional until final settlement is made through a Federal Reserve Bank or payment is otherwise made as in provided in Article 4A-430(a) of Uniform Commercial Code. According to NACHA rules governing ACH transactions, we are required to provide you with the following disclosure;

**Provisional Payment Disclosure**

“Credit given by Norsco FCU to you with respect to an automated clearing house credit entry is provisional until we receive final settlement for such entry through a Federal Reserve Bank. If we do not receive such final settlement, you are hereby notified and agree that we are entitled to a refund for the amount credited to you in connection with such entry (i.e. the originator of the entry), shall not be deemed to have paid you in the amount of such entry.”

**Notice Disclosure**

“Under the operating rules of the National Automated Clearing House Association, which are applicable to ACH transactions involving your account, we are not required to give next day notice to you of receipt of any ACH item and we will not do so. However, we will continue to notify you of the receipt of payments in the periodic statements we provide to you.”

**Choice of Law Disclosure**

“We may accept on your behalf payments to your accounts which have been transmitted through one or more Automated Clearing Houses (ACH) and which are not subject to the Electronic Fund Transfer Act and your rights and obligations with respect to such payments shall be construed in accordance with and governed by the laws of the state of Pennsylvania as provided by the operating rules of the National Automated Clearing House Association, which are applicable to ACH transactions involving your account.”

This disclosure is required for people receiving ACH transactions coded as cash concentration/disbursements or corporate trade exchanges.

Approved and reviewed by the Board of Directors 04/20/2010

\_\_\_\_\_  
Chairman of the Board

\_\_\_\_\_  
Secretary