

**FINANCIAL SOLUTIONS' EXPEDITED FUNDS AVAILABILITY: REG CC QUICK REFERENCE GUIDE (EFFECTIVE JULY 21, 2011)**

**PLEASE REVIEW THE NOTES ON PAGE 2 VERY CAREFULLY!**

TYPES OF DEPOSITED ITEMS	CASE-BY-CASE HOLDS		EXCEPTION HOLDS						
	DEPOSITED IN PAYEE'S ACCOUNT	NOT DEPOSITED IN PAYEE'S ACCOUNT							
	At Teller Station	At Teller Station	New Account (1) Tier 1: First \$5000	New Account (1) Tier 2: \$\$ >\$5000	Large Deposits (5) (ONLY Amt >\$5K)	Redeposited Items (6)	Repeat Overdraft Accounts (7)	Reasonable Cause (8)	Emergency Conditions (9)
Cash	Next Day Availability	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Electronic Deposits	Next Day Availability	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
US Treasury Checks (RTTN begins with "0000")	Next Day Availability	2 day max \$200 Rule CBC Form	Case-by-Case Rules Apply (2)	9 day max (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	N/A	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
US Postal Money Orders Max Domestic \$1000 Max International \$700	Next Day Availability	2 day max \$200 Rule CBC Form	Case-by-Case Rules Apply (2)	9 day max (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	N/A	7 day max(4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
Other Government Checks issued by a state or a general purpose unit of government (10)	Next Day Availability	2 day max \$200 Rule CBC Form	Case-by-Case Rules Apply	9 day max (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) (4)\$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
Federal Reserve Bank or Federal Home Loan Bank Checks	Next Day Availability	2 day max \$200 Rule CBC Form	Case-by-Case Rules Apply	9 day max (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
Cashier, Teller or Certified Checks (3)	Next Day Availability	2 day max \$200 Rule CBC Form	Case-by-Case Rules Apply (3)	9 day max (3) (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
On-Us Checks	Next Day Availability	Next Day Availability	9 max days (4) \$200 N/A EH Form	9 max days (4) \$200 N/A EH Form	2 day max on \$ over \$5000 \$200 N/A EH Form	2 day max \$200 N/A EH Form	2 day max \$200 N/A EH Form	2 day max \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form
Local Checks <i>Note: Nonlocal check category eliminated effective 2/27/2010!</i>	2 day max \$200 Rule CBC Form	2 day max \$200 Rule CBC Form	9 max days (4) \$200 N/A EH Form	9 max days (4) \$200 N/A EH Form	7 day max (4) on \$ over \$5000 \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	7 day max (4) \$200 N/A EH Form	no limit; must justify \$200 N/A EH Form

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Remember that you must always give the customer a notice of delayed availability at the time of transaction or within one business day of identifying the circumstances warranting the customer hold except for new accounts, repeat overdraft accounts, and commercial accounts when disclosed that most deposits will be held per the bank's schedule. **For ease of implementation, this chart does not take into consideration the additional options available under Reg CC to differentiate between "in person" deposits and "deposits made at nonproprietary ATMs."**

- (1) An account is considered a **new account** during the first 30 calendar days after the account is established. An account is not considered a new account if **each** customer on the account has had, within 30 calendar days before the account is established, another transaction account (including a dormant account) at the depository bank for at least 30 calendar days.
- (2) No different provisions apply for the **first \$5,000 of US Treasury Checks, US Postal Money Orders, Other Government Checks, FRB or FHLB Checks** for new accounts as long as they meet the next day availability rules. The **first \$5,000** of a New Account deposit of these lower risk checks into the **check payee's account** must be given next day availability. If deposited into a **non-payee account**, the first \$200 must be given next day availability and \$4,800 must be available on second business day. The **extended new account hold of 9 business days** can be applied to the amount in excess of the first \$5,000 of the aggregated checks deposited for that customer on that banking day of deposit.
- (3) For purposes of the **New Account hold ONLY**, **Traveler's Cheques** are treated the same as **Cashier, Teller or Certified Checks**.
- (4) Be sure to verify that your Reg CC account disclosures and your lobby posters state that **7 days** is typically the longest period of time stated for **Exception or Safeguard deposit holds**. Disclose **9 days** as the maximum applicable to **New Account holds in your disclosures**. On occasion, some financial institutions have stated shorter maximum hold periods in the consumer compliance disclosures or your lobby funds availability posters. We recommend that you disclose the highest maximum allowed so you do not exceed your disclosures.
- (5) **Large deposits** rules in this column only apply to the portion in excess of \$5,000. For purposes of this exception hold, you may aggregate deposits to all accounts held by the customer, even if the customer is not the sole holder of the accounts and not all holders on all accounts are the same. **Do not place large deposit exception holds on the first \$5,000 of aggregated deposits under any circumstances!! We recommend you place a case-by-case hold on the first \$5,000.**
- (6) **Redeposited Items** are items that have been returned for nonpayment by the payor institution and are now being redeposited by your transaction account customer. If the check is returned for a procedural reason that has now been corrected (i.e., missing endorsement, postdated check, etc.), you cannot place a Redeposited Item Hold on these checks. If the item was returned for bad signature, insufficient funds or other non-procedural reasons, then the Redeposited Item Hold is appropriate.
- (7) **Repeat Overdraft Holds** are available for the check deposits of customers whose accounts have been repeatedly overdrawn. Per Reg CC, repeatedly overdrawn means one of the following two definitions and is **applicable for the next 6 months following the determination date** when you decided the customer was a **Repeat Overdraft Customer**:
  - a. Overdrawn (or would have been overdrawn if checks hadn't been returned) for six or more business days during the previous six-month period (6 separate days or 6 days in a row);  
**OR**
  - b. Overdrawn by at least \$5,000 on two or more business days in the past six months.
- (8) **Reasonable Cause Holds** are placed if the institution reasonably believes it will not receive payment for the check. This hold could be placed in many situations including the following examples:
  - a. The paying financial institution has sent a notice of dishonor stating that it will not pay the check;
  - a. It looks like the person presenting the check for deposit signed both names to a check payable to two people (We are unable to verify the endorsement of a joint payee);
  - b. The check is being deposited more than 6 months after the date on the check (stale-dated) or the check is being deposited before the date on the check(post-dated);
  - c. You have information that the depositor is involved in fraudulent activities (check kiting, etc.), the depositor is insolvent or that the paying institution is insolvent;
  - d. You have confidential information that the check may not be paid (be sure to retain documentation to support use of confidentiality reason); or
  - e. There are erasures or other alterations visible on the check.
- (9) **Emergency Conditions** that are outside of the bank's control allow you to place extended holds on deposited items. The following are examples of potential emergency conditions:
  - a. Power or equipment failure at the financial institution;
  - b. Another financial institution is insolvent;
  - c. During a state of war;
  - d. In any other emergency outside of the institution's control
- (10) **Other government checks** are defined to be a check drawn by a state or a unit of general local government (city, county, parish, town, township, village, or other general purpose political subdivision of a state). This does not include special purpose units of government such as school districts or water districts. Special purpose unit checks are treated as local checks.

### Customer Notice Form Legend:

- CBC Form** = Case By Case Delayed Availability Notice for Customer (does not have to include a specific reason to justify the delay in availability).  
**EH Form** = Exception Hold Delayed Availability Notice for Customer (must have a specific reason acceptable under Reg CC to justify the extended delay in availability).