

1 SB199
2 147866-3
3 By Senator Irons
4 RFD: Judiciary
5 First Read: 14-FEB-13

1 SB199

2
3
4 ENROLLED, An Act,

5 To amend Section 35-5A-8 of the Code of Alabama
6 1975, relating to transfers under the Transfer to Minors Act;
7 to delete the limitation on transfers to a custodian and to
8 limit transfers to adult members of the minor's family or a
9 financial institution when a custodian has not been nominated
10 or is otherwise unable to serve.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Section 35-5A-8 of the Code of Alabama
13 1975, is amended to read as follows:

14 "§35-5A-8.

15 "(a) Subject to subsections (b) and (c), a person
16 not subject to ~~section~~ Section 35-5A-6 or 35-5A-7 who holds
17 property of or owes a liquidated debt to a minor not having a
18 conservator may make an irrevocable transfer to a custodian
19 for the benefit of the minor pursuant to ~~section~~ Section
20 35-5A-10; ~~provided, however, that transfers from obligors to a~~
21 ~~custodian under this section must not exceed \$10,000 in~~
22 ~~aggregated value at the time of transfer.~~

23 "(b) If a person having the right to do so under
24 ~~section~~ Section 35-5A-4 has nominated a custodian under that

1 section to receive the custodial property, the transfer must
2 be made to that person.

3 "(c) If no custodian has been nominated under
4 ~~section~~ Section 35-5A-4, or all persons so nominated as
5 custodian die before the transfer or are unable, decline, or
6 are ineligible to serve, a transfer under this section may be
7 made to an adult member of the minor's family or to a trust
8 company unless the property exceeds fifty thousand dollars
9 (\$50,000) in value."

10 Section 2. This act shall become effective on the
11 first day of the third month following its passage and
12 approval by the Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB199

Senate 16-APR-13

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris
Secretary

House of Representatives
Passed: 07-MAY-13

By: Senator Irons