

From: Mass Bay Credit Union, Mary Carrozza  
Proposal: 1409 ver. 2 (RIN 7100-AD68) - Reg CC - Availability of Funds and Collection of Checks  
Subject: Regulation CC

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Comments:

I respectfully submit the following comments in regards to the proposed amendments to REG CC with regards to Duplicate checks deposited through Remote Deposit Capture (RDC):

Duplicate check presentment is not an issue strictly related to Remote Deposit Capture. High quality photocopies can be presented in addition to the original check cause the same check issue. Computer generated checks can be created using the same check #/information and cause the same situation, etc.

KYC applies to all banks/credit unions. Not just those that offer Remote Deposit Capture. Processes are in place to limit the possibility of loss from Remotely Deposited Checks, just as they are for checks deposited through the ATM, checks converted to ACH, Remotely created drafts and checks accepted in branch. None of these are fool proof.

The responsibility for denying and the time return of a check for any reason lies with the bank the check is drawn on. How is this any different for duplicate checks?

For the most part, fraud is the issue with this concern. Not a normal customer/member who accidentally deposits a check twice.

Our industry is going in the direction of electronic transactions/presentment for almost everything. Placing the liability for duplicate checks that are processed through RDC will more than likely deter many credit unions/banks from offering such a product.

Thank you.

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