

**256.9863 ELECTRONIC BENEFIT TRANSACTION CARD; RECEIPT OF BENEFITS.**

Any person in whose name an electronic benefit transaction card has been issued shall be presumed to have received the benefit of all transactions involving that card. This presumption applies in all situations unless the card in question has been reported lost or stolen by the cardholder. This presumption may be overcome by a preponderance of evidence indicating that the card was neither used by nor with the consent of the cardholder. Overcoming this presumption does not create any new or additional payment obligation not otherwise established in law, rule, or regulation.

**History:** *1997 c 85 art 5 s 19; 2012 c 247 art 3 s 30*