

West's Wisconsin Statutes Annotated
 Uniform Commercial Code (Ch. 401 to 420) (Refs & Annos)
 Chapter 403. Uniform Commercial Code-- Negotiable Instruments (Refs & Annos)
 Subchapter III. Enforcement of Instruments

W.S.A. 403.301

403.301. Person entitled to enforce instrument

Currentness

“Person entitled to enforce” an instrument means the holder of the instrument, a nonholder in possession of the instrument who has the rights of a holder, or a person not in possession of the instrument who is entitled to enforce the instrument under s. 403.309 or 403.418(4). A person may be a person entitled to enforce the instrument even though the person is not the owner of the instrument or is in wrongful possession of the instrument.

Credits

<<For credits, see Historical Note field.>>

Editors' Notes

UNIFORM COMMERCIAL CODE COMMENT

This section replaces former Section 3-301 that stated the rights of a holder. The rights stated in former Section 3-301 to transfer, negotiate, enforce, or discharge an instrument are stated in other sections of Article 3. In revised Article 3, Section 3-301 defines “person entitled to enforce” an instrument. The definition recognizes that enforcement is not limited to holders. The quoted phrase includes a person enforcing a lost or stolen instrument. Section 3-309. It also includes a person in possession of an instrument who is not a holder. A nonholder in possession of an instrument includes a person that acquired rights of a holder by subrogation or under Section 3-203(a). It also includes any other person who under applicable law is a successor to the holder or otherwise acquires the holder's rights.

TABLE OF JURISDICTIONS WHEREIN CODE HAS BEEN ADOPTED

Jurisdiction	Laws	Effective Date	Statutory Citation
Alabama	1965, Act No. 549	1-1-1967	Code 1975, §§ 7-1-101 to 7-11-108.
Alaska	1962, c. 114	1-1-1963	AS 45.01.101 to 45.08.511, 45.12.101 to 45.12.532, 45.14.101 to 45.14.507, and 45.29.101 to 45.29.709.
Arizona	1967, c. 3	1-1-1968	A.R.S. §§ 47-1101 to 47-11107.

Arkansas	1961, Act No. 185	1-1-1962	A.C.A. §§ 4-1-101 to 4-10-104.
California	Stats. 1963, c. 819	1-1-1965	West's Ann.Cal.Com.Code, §§ 1101 to 16104.
Colorado	1965, c. 330	7-1-1966	West's C.R.S.A. §§ 4-1-101 to 4-11-102.
Connecticut	1959, No. 133	10-1-1961	C.G.S.A. §§ 42a-1-101 to 42a-10-109.
Delaware	1966, c. 349	7-1-1967	6 Del.C. §§ 1-101 to 11-109.
District of Columbia	P.L. 88-243	1-1-1965	D.C. Official Code, 2001 Ed. §§ 28:1-101 to 28:11-108.
Florida	1965, c. 65-254	1-1-1967	West's F.S.A. §§ 670.101 to 670.507; 671.101 to 680.532.
Georgia	1962, Act 713	1-1-1964	Ga. Code Ann. §§ 11-1-101 to 11-12-102.
Hawaii	1965, No. 208	1-1-1967	HRS §§ 490:1-101 to 490:11-108.
Idaho	1967, c. 161	1-1-1968	I.C. §§ 28-1-101 to 28-12-532.
Illinois	1961, p. 2101	7-2-1962	S.H.A. 810 ILCS 5/1-101 to 5/13-103.
Indiana	1963, c. 317	7-1-1964	West's A.I.C. 26-1-1-101 to 26-1-10-104.
Iowa	1965, (61 G.A.) c. 413	7-4-1966	I.C.A. §§ 554.1101 to 554.13532.
Kansas	1965, c. 564	1-1-1966	K.S.A. 84-1-101 to 84-10-102.

Kentucky	1958, c. 77	7-1-1960	KRS 355.1-101 to 355.11-108.
Louisiana	1974, No. 92	1-1-1975	LSA-R.S. 10:1-101 to 10:9-710.
Maine	1963, c. 362	12-31-1964	11 M.R.S.A. §§ 1-101 to 10-108.
Maryland	1963, c. 538	2-1-1964	Code, Commercial Law, §§ 1-101 to 10-112.
Massachusetts	1957, c. 765	10-1-1958	M.G.L.A. c. 106, §§ 1-101 to 9-709.
Michigan	1962, P.A. 174	1-1-1964	M.C.L.A. §§ 440.1101 to 440.11102.
Minnesota	1965, c. 811	7-1-1966	M.S.A. §§ 336.1-101 to 336.11-108.
Mississippi	1966, c. 316	3-31-1968	Code 1972, §§ 75-1-101 to 75-11-108.
Missouri	1963, p. 503	7-1-1965	V.A.M.S. §§ 400.1-101 to 400.11-108.
Montana	1963, c. 264	1-2-1965	MCA 30-1-101 to 30-9A-709.
Nebraska	1963, c. 544	9-2-1965	Neb.U.C.C. §§ 1-101 to 10-104.
Nevada	1965, c. 353	3-1-1967	N.R.S. 104.1101 to 104.9709 and 104A.010 to 104A.4507.
New Hampshire	1959, c. 247	7-1-1961	RSA 382-A:1-101 to 382-A:9-710.
New Jersey	1961, c. 120	1-1-1963	N.J.S.A. 12A:1-101 to 12A:11-108.

New Mexico	1961, c. 96	1-1-1962	NMSA 1978, §§ 55-1-101 to 55-12-109.
New York	1962, c. 553	9-27-1964	McKinney's Uniform Commercial Code, §§ 1-101 to 13-105.
North Carolina	1965, c. 700	7-1-1967	G.S. §§ 25-1-101 to 25-11-108.
North Dakota	1965, c. 296	7-1-1966	NDCC 41-01-02 to 41-10-06.
Ohio	1961, p. 13	7-1-1962	R.C. §§ 1301.01 to 1310.78.
Oklahoma	1961, p. 70	1-1-1963	12A Okl.St. Ann. §§ 1-101 to 11-107.
Oregon	1961, c. 726	9-1-1963	ORS 71.1010 to 79.0628.
Pennsylvania	1953, P.L. 3	7-1-1954	13 Pa.C.S.A. §§ 1101 to 9710.
Rhode Island	1960, c. 147	1-2-1962	Gen.Laws 1956, §§ 6A-1-101 to 6A-9-710.
South Carolina	1966, c. 1065	1-1-1968	Code 1976, §§ 36-1-101 to 36-11-108.
South Dakota	1966, c. 150	7-1-1967	SDCL 57A-1-101 to 57A-11-108.
Tennessee	1963, c. 81	7-1-1964	T.C.A. §§ 47-1-101 to 47-9-710.
Texas	1965, c. 721	7-1-1966	V.T.C.A., Bus. & C. §§ 1.101 to 11.108.
Utah	1965, c. 154	1-1-1966	U.C.A.1953, 70A-1-101 to 70A-11-108.

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Vermont	1966, No. 29	1-1-1967	9A V.S.A. §§ 1-101 to 9-709.
Virgin Islands	1965, No. 1299	7-1-1965	11A V.I.C. §§ 1-101 to 9-709.
Virginia	1964, c. 219	1-1-1966	Code 1950, §§ 8.1A-101 to 8.11-108.
Washington	1965, Ex.Sess., c. 157	7-1-1967	West's RCWA 62A.1-101 to 62A.11-113.
West Virginia	1963, c. 193	7-1-1964	Code, 46-1-101 to 46-11-108.
Wisconsin	1963, c. 158	7-1-1965	W.S.A. 401.101 to 411.901.
Wyoming	1961, c. 219	1-2-1962	Wyo.Stat.Ann. §§ 34.1-1-101 to 34.1-10-104.

Notes of Decisions (13)

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Current through 2023 Act 140, except Acts 119-121, 126-128, 130-131, 135-138, published March 22, 2024.

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