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**By: Delegate Curran**

Introduced and read first time: January 24, 1996  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 12, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 ~~Financial Institutions - Automated Teller Machines - Posting or Listing of Fees for Each~~  
3 ~~Transaction~~ Study of the Feasibility of Listing Fees for Usage

4 FOR the purpose of requiring the ~~operator of an automated teller machine to post or list,~~  
5 ~~at the time the customer initiates a transaction with an automated teller machine,~~  
6 ~~the amount of the fee that is to be charged to the customer for the transaction; and~~  
7 ~~generally relating to notice to a customer by the operator of an automated teller~~  
8 ~~machine of the amount of the fee that the customer will be charged for using the~~  
9 ~~automated teller machine~~ Office of the State Bank Commissioner to conduct a  
10 study of the technological feasibility of listing on the screen of an automated teller  
11 machine the amount of the fee to be charged to a customer for using the automated  
12 teller machine; requiring the Bank Commissioner to report the results of the study  
13 to the General Assembly on or before a certain date; and providing for the effective  
14 date of this Act.

15 ~~BY renumbering~~

16 ~~Article - Financial Institutions~~  
17 ~~Section 1-207(f)~~  
18 ~~to be Section 1-207(g)~~  
19 ~~Annotated Code of Maryland~~  
20 ~~(1992 Replacement Volume and 1995 Supplement)~~

21 ~~BY repealing and reenacting, without amendments,~~

22 ~~Article - Financial Institutions~~  
23 ~~Section 1-207(a)(1), (3), (4), (7), (9), and (11)~~  
24 ~~Annotated Code of Maryland~~  
25 ~~(1992 Replacement Volume and 1995 Supplement)~~

1 ~~BY adding to~~  
2 ~~Article—Financial Institutions~~  
3 ~~Section 1-207(f)~~  
4 ~~Annotated Code of Maryland~~  
5 ~~(1992 Replacement Volume and 1995 Supplement)~~

6 ~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF~~  
7 ~~MARYLAND, That Section(s) 1-207(f) of Article—Financial Institutions of the~~  
8 ~~Annotated Code of Maryland be renumbered to be Section(s) 1-207(g).~~

9 ~~SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland~~  
10 ~~read as follows:~~

11 ~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF~~  
12 ~~MARYLAND, That:~~

13 ~~(a) The Office of the State Bank Commissioner shall conduct a study of the~~  
14 ~~technological feasibility of listing, on the screen of an automated teller machine, the~~  
15 ~~amount of the fee to be charged to a customer for using the automated teller machine.~~

16 ~~(b) On or before December 31, 1996, the Bank Commissioner shall report the~~  
17 ~~results of the study to the General Assembly, in accordance with § 2-1312 of the State~~  
18 ~~Government Article.~~

19 ~~Article—Financial Institutions~~  
20 ~~1-207.~~

21 ~~(a)(1) In this section the following words have the meanings indicated.~~

22 ~~(3) "Access device" has the meaning stated in Federal Reserve Board~~  
23 ~~Regulation E, 12 C.F.R. Part 205.~~

24 ~~(4) (i) "Automated teller machine" means any electronic information~~  
25 ~~processing device located in this State which accepts or dispenses cash in connection with~~  
26 ~~a credit, deposit, or convenience account.~~

27 ~~(ii) "Automated teller machine" does not include devices used:~~

28 ~~1. Solely to facilitate check guarantees or check authorizations;~~

29 ~~2. In connection with the acceptance or dispensing of cash on a~~  
30 ~~person-to-person basis, including by a store cashier; or~~

31 ~~3. For the payment of goods or services.~~

32 ~~(7) "Customer" means an individual to whom an access device has been~~  
33 ~~issued for personal, family, or household use.~~

34 ~~(9) "Financial institution" has the meaning stated in § 1-101 of this title.~~

35 ~~(11) "Operator" means a financial institution or other person that operates~~  
36 ~~an automated teller machine.~~

1           ~~(F) (1) AT THE TIME A TRANSACTION IS INITIATED, THE OPERATOR OF AN~~  
2 ~~AUTOMATED TELLER MACHINE SHALL PROVIDE THE CUSTOMER WITH NOTICE OF~~  
3 ~~THE FEE TO BE CHARGED FOR USING THE AUTOMATED TELLER MACHINE.~~

4           ~~(2) THE OPERATOR MAY GIVE THE NOTICE REQUIRED UNDER~~  
5 ~~PARAGRAPH (1) OF THIS SUBSECTION BY:~~

6                   ~~(i) POSTING THE AMOUNT OF THE FEE FOR EACH TYPE OF~~  
7 ~~TRANSACTION IN A CONSPICUOUS PLACE ON THE AUTOMATED TELLER MACHINE;~~  
8 ~~OR~~

9                   ~~(ii) LISTING THE AMOUNT OF THE FEE FOR THE TRANSACTION ON~~  
10 ~~THE SCREEN OF THE AUTOMATED TELLER MACHINE AT THE TIME THE CUSTOMER~~  
11 ~~INITIATES THE TRANSACTION.~~

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 ~~October~~ June 1, 1996.