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By: **Delegates Moe, R. Baker, Benson, Bobo, Conroy, Dypski, Frush, Fulton, Griffith, Healey, Hubbard, Kagan, Minnick, Morhaim, Oaks, Paige, Pitkin, Shriver, Stern, and Vallario**

Introduced and read first time: February 11, 2000  
Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Financial Institutions - Automated Teller Machines - Limitation on Fees**

3 FOR the purpose of limiting the amount of the fee an operator of an automated teller  
4 machine may charge for use of the automated teller machine by persons using  
5 access devices not issued by the operator; and generally relating to fees for use of  
6 automated teller machines.

7 BY repealing and reenacting, with amendments,  
8 Article - Financial Institutions  
9 Section 1-404  
10 Annotated Code of Maryland  
11 (1998 Replacement Volume and 1999 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Financial Institutions**

15 1-404.

16 (a) At or before the time a transaction is initiated, the operator of an  
17 automated teller machine shall provide the person using the automated teller  
18 machine with notice of the fee to be charged by the operator for use of the automated  
19 teller machine by persons using access devices not issued by the operator.

20 (b) (1) The operator may give the notice required under subsection (a) of this  
21 section by either:

22 (i) Posting in a conspicuous place on or near the automated teller  
23 machine the amount of the fee; or

24 (ii) Listing the amount of the fee on the screen of the automated  
25 teller machine at the time the transaction is initiated.

1           (2)       If the operator gives the notice in the manner provided by paragraph  
2 (1)(ii) of this subsection, the person using the automated teller machine shall be  
3 provided with the opportunity to cancel the transaction without incurring any fee.

4       (C)       THE FEE CHARGED BY THE OPERATOR OF AN AUTOMATED TELLER  
5 MACHINE FOR USE OF THE AUTOMATED TELLER MACHINE BY PERSONS USING  
6 ACCESS DEVICES NOT ISSUED BY THE OPERATOR MAY NOT EXCEED:

7           (1)       \$1.00 PER TRANSACTION BEGINNING OCTOBER 1, 2000 THROUGH  
8 SEPTEMBER 30, 2001;

9           (2)       75 CENTS PER TRANSACTION BEGINNING OCTOBER 1, 2001 THROUGH  
10 SEPTEMBER 30, 2002; AND

11          (3)       50 CENTS PER TRANSACTION BEGINNING OCTOBER 1, 2002.

12       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 October 1, 2000.