

ONE HUNDRED THIRD LEGISLATURE - FIRST SESSION - 2013
COMMITTEE STATEMENT
LB100

Hearing Date: Tuesday January 22, 2013
Committee On: Banking, Commerce and Insurance
Introducer: Watermeier
One Liner: Eliminate a notice requirement with respect to automatic teller machines

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye: 8 Senators Campbell, Carlson, Christensen, Crawford, Gloor, Howard, Pirsch, Schumacher

Nay:

Absent:

Present Not Voting:

Proponents:

Senator Dan Watermeier
Bob Hallstrom
Brandon Luetkenhaus
Kathy Siefken

Representing:

Introducer
NE Bankers Assn.
NE Credit Union League
NE Grocery Industry Assn.

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB100 (Watermeier) would amend section 8-157.01 of the Nebraska Banking Act which governs automatic teller machines (ATMs) and point-of-sale terminals.

The bill would provide that a consumer initiating a transaction at an ATM for which a surcharge will be imposed shall receive notice in accordance with applicable federal statutory provisions as they existed on January 1, 2013 rather than on January 1, 2004. The bill would repeal provisions which provide that such notice shall "be posted in a prominent and conspicuous location on or at the automatic teller machine at which the electronic funds transfer is initiated by the consumer." Identical provisions had been part of the applicable federal statutory provisions, but were repealed by Congress in 2012. Notice provisions identical to unrepealed federal notice provisions remain in the section.

The bill would also repeal provisions in section 8-157.01 that are obsolete.

The bill carries the emergency clause.
