

Bill No. HB 7087, 2nd Eng.

Barcode 220468

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Senator Bennett moved the following amendment:

**Senate Amendment (with title amendment)**

Between lines 252 and 253,

insert:

Section 10. Section 655.966, Florida Statutes, is amended to read:

655.966 Automated teller machine; surcharge

disclosure.--

(1) The operator or owner of an automated teller machine in this state may charge an access fee or surcharge to a customer for the use of that machine. The fee or surcharge shall be disclosed in compliance with 12 C.F.R., part 205, as amended.

(2)(a) Subject to the requirements of subsection (1), an agreement to operate or share an automated teller machine may not prohibit, limit, or restrict the right of the operator or owner of an automated teller machine, as defined in s. 655.960(3), to ~~may~~ charge an access fee or surcharge, not otherwise prohibited under state or federal law, to a customer

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1 conducting a transaction using an account from a financial  
2 institution, ~~as defined in s. 655.005(1)(h)~~, which is located  
3 outside of the United States.

4 (b) Notwithstanding paragraph (a), nothing in this  
5 section shall be construed to prohibit or otherwise limit the  
6 ability of an operator or owner of an automated teller machine  
7 to voluntarily enter into an agreement regarding participation  
8 in an access fee-free or surcharge-free network.

9  
10 (Redesignate subsequent sections.)

11  
12

13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 On line 22, after the semicolon,  
16  
17 insert:

18 amending s. 655.966, F.S.; authorizing machine  
19 owners or operators to impose access fees or  
20 surcharges for machine use; providing fee or  
21 surcharge disclosure requirements; providing  
22 certain agreement prohibitions relating to  
23 machine access fees or surcharges; providing  
24 construction relating to certain fee-free or  
25 surcharge-free network agreements;

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