STAND. COM. REP. NO. 673-08

Honolulu, Hawaii

Fely 20, 2008

RE: H.B. No. 2409

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2409 entitled:

"A BILL FOR AN ACT RELATING TO AUTOMATED TELLER MACHINES,"

begs leave to report as follows:

The purpose of this bill is to provide that an agreement to operate or share an automated teller machine (ATM) may not prohibit, limit, or restrict the right of the owner or operator of the ATM to charge a customer transaction fee.

The Hawaii Bankers Association, Central Pacific Bank, and a concerned individual testified in support of this bill. The Hawaii Credit Union League supported the intent of this measure. The Department of Commerce and Consumer Affairs submitted comments.

Under certain business agreements, non-U.S. ATM cardholders are exempt from ATM transaction fees currently paid by domestic cardholders for the same service. These exemptions in some instances may result in higher ATM fees to offset reduced revenue sources. This bill would allow the cost of ATM services to be subsidized by both domestic and non-U.S. cardholders.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2409 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

HB2409 HSCR CPC HMS 2008-1916



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Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

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ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: Com HB 2409	mittee Referral: CPC	Date	5/06/08	
☐ The committee is reconsidering its previous de	ecision on the measure.			
The recommendation is to: Pass, uname	nded (as is) Pa	ss, with amendments mmit for future publi		
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)	4			
2. McKELVEY, Angus L.K. (VC)	K			
3. EVANS, Cindy	X			
4. GREEN, Josh, M.D.	X			
5. ITO, Ken				عزا
6. LUKE, Sylvia	7			•
7. MORITA, Hermina M.	l k			
8. SONSON, Alex M.	4			
9. SOUKI, Joseph M.	¥			
10. TSUJI, Clift	۴			
11. YAMANE, Ryan I.	Y			
12. YAMASHITA, Kyle T.	ν.			
13. MARUMOTO, Barbara C.	X			
14. THIELEN, Cynthia	, ,			
	,			
TOTAL (14)	13	0	V	L
The recommendation is: Adopted	☐ Not Adopt	ted		
If joint referral	committee acronym	did not suppo	ort recommendation	1.
Vice Chair's or designee's signature:				
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