

MAINE STATE LEGISLATURE

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M
R. of S.

L.D. 1991

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DATE: 7-29-99

(Filing No. H-344)

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BANKING AND INSURANCE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION**

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COMMITTEE AMENDMENT "A" to H.P. 1384, L.D. 1991, Bill, "An Act to Protect Customers of Nonbank Cash-dispensing Machines"

22

Amend the bill in section 2 in that part designated "§6151." in subsection 2 in the next-to-the-last line (page 2, line 1 in L.D.) by inserting after the following: "corporation" the following: ', a point-of-sale terminal'

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Further amend the bill in section 2 in that part designated "§6151." in subsection 4 in the 4th line (page 2, line 10 in L.D.) by striking out the following: "section 131."

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32

Further amend the bill by inserting at the end before the summary the following:

34

FISCAL NOTE

36

1999-00

2000-01

38

REVENUES

40

Other Funds

\$5,000

\$5,000

42

44

The Department of Professional and Financial Regulation, Office of Consumer Credit Regulation, will incur some minor additional costs to implement a registration process for cash-dispensing machines established by nonbanks. These costs

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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 1384, L.D. 1991

2 can be absorbed within the office's existing budgeted resources.
3 The assessment of registration fees on the machine locations will
4 increase dedicated revenue to the Office of Consumer Credit
5 Regulation by \$5,000 annually beginning in fiscal year 1999-00.

6 This bill may increase prosecutions for Class E crimes. If
7 a jail sentence is imposed, the additional costs to the counties
8 are estimated to be \$82.48 per day per prisoner. These costs are
9 not reimbursed by the State. The number of prosecutions that may
10 result in a jail sentence and the resulting costs to the county
11 jail system are expected to be insignificant.

12 In addition to the potential increase in criminal cases,
13 this bill also may increase the number of civil cases filed in
14 the court system. The additional workload and administrative
15 costs associated with the minimal number of new cases filed in
16 the court system can be absorbed within the budgeted resources of
17 the Judicial Department. The collection of additional fines may
18 increase General Fund revenue by minor amounts.

19 The Department of the Attorney General will incur additional
20 costs to enforce the provisions regulating cash-dispensing
21 machines operated by entities other than financial institutions.
22 The Department of the Attorney General assumes that the
23 additional enforcement activities associated with the change will
24 be minimal and the costs associated with these activities can be
25 absorbed within the department's existing budgeted resources.'

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SUMMARY

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31 This amendment clarifies that point-of-sale or debit card
32 terminals are not regulated as cash-dispensing machines and
33 corrects a clerical error.

34
35 The amendment also adds a fiscal note to the bill.