

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1821 Session of
2003

INTRODUCED BY COSTA, GRUCELA, MANN, SOLOBAY, BIANCUCCI, CAUSER,
COHEN, CRUZ, DONATUCCI, FABRIZIO, FREEMAN, GERGELY, GOODMAN,
HERSHEY, HORSEY, JAMES, JOSEPHS, KIRKLAND, LAUGHLIN, LEDERER,
MELIO, PALLONE, PISTELLA, ROEBUCK, ROONEY AND WASHINGTON,
JULY 7, 2003

REFERRED TO COMMITTEE ON COMMERCE, JULY 7, 2003

AN ACT

1 Prohibiting transaction fees for the use of an automated teller
2 machine card or debit card for the purchase of goods or
3 services; and providing penalties.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the ATM/Debit
8 Card Fee Prohibition Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "ATM." An automated teller machine.

14 "ATM card" or "debit card." A device or instrument which
15 entitles the holder to obtain money, goods, services or anything
16 of value as an automatic debit against an account of the holder.

17 Section 3. Transaction fees prohibited.

1 No person or business located in this Commonwealth shall
2 require any customer using an ATM card or debit card to purchase
3 goods or services from the person or business to pay any fee or
4 surcharge due to the customer's use of an ATM card or debit
5 card.

6 Section 4. Civil penalty.

7 A person or business located in this Commonwealth that is
8 found to have violated section 3 shall be subject to a civil
9 penalty of \$500 for the first offense and a civil penalty of
10 \$1,000 for each subsequent offense.

11 Section 5. Effective date.

12 This act shall take effect in 60 days.