

SENATE No. 508

The Commonwealth of Massachusetts

PRESENTED BY:

Brian A. Joyce

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act creating a commission to study automated teller machine safety.

PETITION OF:

NAME:

Brian A. Joyce

DISTRICT/ADDRESS:

Norfolk, Bristol and Plymouth

SENATE No. 508

By Mr. Joyce, a petition (accompanied by bill, Senate, No. 508) of Brian A. Joyce for legislation to create a commission to study automated teller machine safety. Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2251 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act creating a commission to study automated teller machine safety.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 There shall be a commission which shall study the pervasiveness and characteristics of
2 criminal activity at automated teller machines, as well as possible means by which to better
3 protect users of automated teller machines located in Massachusetts. As part of this evaluation,
4 the commission shall review the feasibility of utilizing enhanced safety and security features at
5 bank and non-bank automated teller machines, both enclosed and free-standing, that are located
6 at financial institutions and commercial locations in the commonwealth. This shall include, but
7 not be limited to, the following measures:

- 8 (1) reflective mirrors or surfaces and adequate lighting features in areas surrounding
9 automated teller machines;

10 (2) surveillance cameras to record all persons entering, exiting and moving within range
11 of or about an automated teller machine;

12 (3) entry doors equipped with locking devices at an enclosed automated teller machine
13 facility;

14 (4) a dedicated means to establish an immediate connection to a 911 emergency number
15 either by a call button or telephone;

16 (5) programming automated teller machines to alert local law enforcement following a
17 person's use of an emergency personal identification number;

18 (6) parking restrictions in the area surrounding an enclosed automated teller machine
19 facility; and

20 The commission shall also develop criteria to categorize, if necessary, differing levels of
21 security required for automated teller machines based on geographic location in Massachusetts.

22 The commission shall consist of 15 members, 1 of whom shall be the commissioner of
23 the division of banks or a designee, who shall be the chair of the commission; 1 of whom shall be
24 the secretary of the executive office of public safety and security or a designee; 1 of whom shall
25 be the undersecretary of consumer affairs and business regulation or a designee; 2 of whom shall
26 be the house and senate chairs of the joint committee on financial services; 1 of whom shall be
27 appointed by the minority leader of the house of representatives; 1 of whom shall be appointed
28 by the minority leader of the senate; and the following members shall be appointed by the chair
29 of the commission: 1 member of the Massachusetts Bankers Association, 1 representative of
30 non-bank automated teller machines, 1 representative of credit unions, 1 representative of the

31 Massachusetts Chiefs of Police Association, 1 representative of the insurance industry, 1
32 representative of the Retailers Association of Massachusetts, and 1 representative of a consumer
33 group. The commission shall file a report with its findings, including any legislative and
34 regulatory recommendations, with the clerks of the senate and house of representatives, and the
35 joint committee on financial services, not later than 12 months after the effective date of this act.