



Promoting ATM Convenience, Growth & Usage Worldwide...



USA Regulatory Monitoring and Compliance Benefits of Membership

As regulatory burdens surge for all ATM operators, it becomes increasingly important – and more challenging – to stay informed about current and impending compliance requirements. Recognizing the potential impact of this new reality on its members, ATMIA significantly expanded the free compliance services available to all of its members; effective as of January 1, 2015.

Even financial institutions receiving compliance services through their state associations or their own resources, could be overlooking some ATM-specific legislative or regulatory activity. That is one reason why some of the largest U.S. banks belong to ATMIA and take advantage of these monitoring services – they don't want to miss anything.

Smaller ATM operators doing business in only one state would still spend thousands of dollars to duplicate the services available to them free, as a member of ATMIA. Those services include ATM compliance profiles for all 50 states, updated annually; email alerts when new regulations are first published in the state register; and legislative alerts when any ATM-related bill is introduced into committee, as well as for other key activities during the course of its life.

The reason these alert services are so effective is that, unlike many others, our research does not rely on key word searches. Parameters for issues of interest are carefully detailed by ATMIA members who are experts in legal and regulatory compliance. Then professional analysts, not computer software applications, sift through the activities of legislatures across the country, and identify those items that are relative.

ATM Compliance Profiles

The catalyst for implementing this service was the frequency of requests from members for information on ATM licensing requirements for a particular state. ATMIA partnered with Stateside Associates to provide a compliance profiles service, which was launched in 2013. The program was so successful, it was expanded in 2014 and again in 2015 to include legislative alerts.

ATMIA members have access to ATM Compliance Profiles for all 50 states, the District of Columbia, and Puerto Rico. These profiles, which are updated annually, represent current law with regard to ATM compliance. Parameters for determining which requirements are included in the profiles are set by ATMIA member-experts, and also reviewed annually.

Current law is broken down into six categories – ATM Licensing, ADA, Access and Security, Signage and Notices, Surcharges and Other Fees, and Government Assistance (TANF/EBT). Requirements can be retrieved either by state or by issue.

ATM Regulatory Alerts

As described above, Compliance Profiles are static documents that are only updated annually. New regulations implemented any time after a Compliance Profile update will not be incorporated into the profile until the next update. Regulatory Alerts is a service that members can opt-in to at any time. It provides an email alert when any new ATM-related rule or law is posted to a state register. These alerts generally contain the following information about the rule:

Identifying Information This includes the name of the rule and effective date, ATMIA defined issue and sub-issues (if any), contact person, whether additional action is planned, citation number, and the Regulation ID.

Rule Summary Stateside Associates creates a summary of the rule, which may include information such as its intent, what it does, what changes it makes to an existing law, etc.

Document Links Links to related documents are usually provided. These may include the text of the final rule, the notice of the final rule, and the previous notices for the proposed rule and comment period.

ATM Legislative Alerts

Legislative Alerts differ from Regulatory Alerts in that they are proposed law, not current law. Any proposed legislation that might impact ATM owners/operators/acquirers will generate an alert when it is first introduced. Additional alerts are generated each time the bill moves through the legislative process or is the subject of further action of any kind. Members must also opt-in to these alerts. Some customization is possible of which alerts are triggered, based on member needs. Alerts typically contain the following information:

- Identifying Information** This is simply the state, bill ID, and the category it falls into, as defined by ATMIA. Categories include TANF/EBT, security, licensing, etc. The bill's sponsor is also listed, including political party affiliation.
- Summary** Stateside Associates creates a summary of the proposed legislation, which may include information such as its intent, what it does, what changes it proposes to an existing law, etc. Summaries can be fairly lengthy.
- Document Links** Links to related documents are usually provided. These may include the text of the proposed bill, current or past versions of the proposed bill, and/or the text of proposed amendments.
- Status** Indicates when the bill was introduced; dates of any hearings or committee referrals; dates of any upcoming actions; failed deadlines; etc.
- Outlook** This section may often contain the most useful information of the entire alert. Stateside Associates includes their assessment of the outlook for this bill, based on its history, the political climate, the legislative "logistics" of this particular state, etc.

Federal Legislative and Regulatory Analysis

For a number of years, ATMIA has partnered with the Electronic Funds Transfer Association (EFTA), a leading professional association with a reputation for objective and credible legislative and regulatory analysis and exceptional government relations contacts and capabilities. For four decades, EFTA has provided its members with information on legislative and regulatory initiatives that may affect their business and the opportunity to shape these initiatives in ways beneficial to the industry and the consumer. Congress, executive agencies, and the media, regularly seek EFTA's experience and expertise to discuss the impact that potential legislation or regulation may have on the rapidly changing electronic payments space.

An excellent example of the value of this partnership is the instrumental role that EFTA played in the legislative process leading to the passage of HR 4367 in 2012, which amended Reg E to eliminate the requirement for physical fee notice placards, if notice is provided on the ATM screen.

EFTA assists ATMIA throughout the year with analysis and advocacy on legislative and regulatory issues relevant to ATMIA members. As a function of ATMIA membership, members have the opportunity to receive timely legislative and regulatory updates and participate in EFTA's monthly Legislative & Regulatory calls.

Other Resources

- Global GRC** The Global Governmental Relations Committee (GRC) was established to actively monitor regulatory trends and policies that affect ATM deployers across the international marketplace. It is an international forum that works to develop/publish consistent positions representing the best interests of the broader ATM industry.
- U.S. GRC** The regional Government Relations Committee (GRC) serves as a forum for member organizations that are affected by government regulation at the local and national levels. Members share ideas and experiences regarding how best to deal with new legislation and compliance requirements. It is also a vehicle for advocacy.

For more information about ATMIA membership and its benefits visit our website, or contact USA Executive Director, David Tente.

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