



General Assembly

January Session, 2005

Raised Bill No. 1221

LCO No. 3628

03628 _____ BA_

Referred to Committee on Banks

Introduced by:
(BA)

AN ACT CONCERNING HOLIDAY CLOSING SCHEDULES FOR BANKS AND CREDIT UNIONS AND ALLOWING THE ACCEPTANCE OF PROPRIETARY AUTOMATED TELLER MACHINE DEPOSITS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 36a-23 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2005*):

4 (a) The Governor is authorized, by proclamation, to designate and
5 appoint one or more legal holidays, which shall include at a minimum
6 the legal holidays designated in section 1-4, to be known as bank and
7 credit union holidays, to be observed throughout this state, or to be
8 observed in a certain county or town, or counties or towns, as specified
9 in such proclamation. During such holiday period all banking and
10 credit union transactions within the area in which such holiday is
11 declared shall be suspended, except that the commissioner, with the
12 approval of the Governor, may prescribe such conditions and
13 restrictions for the conduct of banking and credit union business
14 during such holiday period and within the area in which such holiday
15 is declared as may appear to the commissioner to be in the best interest

16 of the public. On any banking day that precedes or follows any bank
17 and credit union holiday, a bank or credit union may close any of its
18 offices on its own initiative. Each such bank or credit union that closes
19 an office on its own initiative shall provide the commissioner with
20 forty-five-day advance notice of the date the office will be closed and
21 shall post notice in the affected office for thirty days prior to the date
22 such office will be closed.

23 Sec. 2. Subdivision (1) of subsection (a) of section 36a-145 of the
24 general statutes is repealed and the following is substituted in lieu
25 thereof (*Effective October 1, 2005*):

26 (1) "Branch" means any office at a fixed location of a Connecticut
27 bank, other than the main office, at which deposits are received, checks
28 paid and money lent and which, at a minimum, is open for banking
29 business Monday through Friday, except as provided in subsection (a)
30 of section 36a-23, as amended by this act.

31 Sec. 3. Section 36a-156 of the general statutes is repealed and the
32 following is substituted in lieu thereof (*Effective October 1, 2005*):

33 (a) One or more banks, Connecticut credit unions or federal credit
34 unions which have established a satellite device or point of sale
35 terminal shall make the satellite device or point of sale terminal
36 available [on a nondiscriminatory basis] for use [by] (1) by their own
37 customers for such transactions as such banks or credit unions permit,
38 and (2) for withdrawals, transfers and balance inquiries by customers
39 of any other bank, Connecticut credit union or federal credit union,
40 upon payment by each such other bank or credit union of a reasonably
41 proportionate share of all acquisition, installation and operating costs
42 of the satellite device or point of sale terminal. The satellite device or
43 point of sale terminal shall identify with equal prominence all of the
44 [banks, credit unions or] network systems which use the satellite
45 device or point of sale terminal.

46 (b) Any bank, Connecticut credit union or federal credit union

47 which has established an automated teller machine which is not a
48 satellite device may [, in its discretion,] permit any other bank,
49 Connecticut credit union or federal credit union to use such automated
50 teller machine, provided, (1) if such permission is granted to any other
51 bank, Connecticut credit union or federal credit union, the automated
52 teller machine is made available [on a nondiscriminatory basis] for use
53 by any other bank, Connecticut credit union or federal credit union,
54 upon payment of reasonably proportionate costs as described under
55 subsection (a) of this section, and (2) such use is otherwise in
56 accordance with subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	36a-23(a)
Sec. 2	<i>October 1, 2005</i>	36a-145(a)(1)
Sec. 3	<i>October 1, 2005</i>	36a-156

Statement of Purpose:

To allow early closings of bank or credit union offices on either the day before or after a bank and credit union holiday and to allow banks that own and operate offsite automated teller machines to accept deposits from their own customers.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]