

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

February 9, 1999 LB 396

SPEAKER KRISTENSEN: Senator Landis.

SENATOR LANDIS: I'm the next speaker. I'll be happy to yield time to Senator Beutler to ask me additional questions, if he has any.

SENATOR BEUTLER: Well, using the example of the tokens, in that example, would...is the assumption that the bank is statutorily authorized to deal in dispensing tokens?

SENATOR LANDIS: Yes. And, by the way, I don't think by doing so they are conducting the car wash business.

SENATOR BEUTLER: Okay. Let me reframe the question again. I think you answered it, but let me state it in another way. Doing something that is of benefit to the general public is obviously about as broad as you can get. And under the rubric of that language, if you were not otherwise confined by statute, you could do most anything. Is this language relating to ATMs in any way designed to broaden the authority that banks have to do any particular kind of business or transaction?

SENATOR LANDIS: Let me gi.... No, not new forms of business, they're not going to get in the bowling alley business, or the car wash business, or whatever.

SENATOR BEUTLER: At...how do...

SENATOR LANDIS: I'll tell you a place where an ATM, off the top of my head, I don't know this rule now, and that is you get...you dispense food stamps, that's a dispensing, or you could deposit, let's say, maybe you could deposit some kind of a welfare check. Again, those might have a public quality or a public value, but I don't think those are transactions that are unavailable to banks today. I don't know of a transaction that this authorizes that they are not heretofore able to do, if you went into the bank personally, walked up to the teller and conducted business.

SENATOR BEUTLER: Maybe that's a good way to state it. So what you're saying is this is not authorizing anything by ATM that could not be done by walking into the bank, if that were a