

1 ENGROSSED SENATE AMENDMENT
TO
2 ENGROSSED HOUSE
BILL NO. 2057

By: Inman and Shelton of the
House

and

Treat of the Senate

8 An Act relating to public finance; imposing
9 requirement on certain vendors with respect to debit
10 cards; requiring disclosure of cardholder fees;
11 requiring information to be submitted on contract
12 anniversary date; providing for termination of
contract; requiring state government entity to make
website disclosure; requiring information to be
available upon request; providing for codification;
and providing an effective date.

15 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
entire bill and insert

16 "[public finance - debit cards - disclosure of fees
17 - information to be submitted - codification -
18 effective date]

20 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

21 SECTION 1. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 34.74.1 of Title 62, unless
23 there is created a duplication in numbering, reads as follows:
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1 A. Upon the effective date of this act, any new contract with
2 any person, firm, general or limited partnership, corporation,
3 limited liability company or other lawfully recognized business
4 entity, to provide debit card services entered into by any state
5 governmental entity shall provide persons receiving payments from
6 the governmental entity with the following minimum capabilities:

7 1. One cash withdrawal at no cost to the cardholder per pay
8 period, but not to exceed once per week, at the teller window of
9 participating financial institutions; a participating financial
10 institution is any bank or credit union that accepts the state
11 governmental entity's branded debit card;

12 2. Two free in-network ATM withdrawals per deposit period;

13 3. Two free calls to the contractor's call center per deposit
14 period;

15 4. Free unlimited calls to the contractor's call center to
16 report lost or stolen cards or to dispute transactions;

17 5. Free unlimited Personal Identification Number (PIN) changes;

18 6. Free unlimited access to a cardholder website for balance
19 and transaction information; and

20 7. Disclosure of all fees on all cardholder materials.

21 B. Any state governmental entity entering into a contract as
22 specified in subsection A of this section must disclose all fees
23 charged to the cardholder, associated with the use of the
24 governmental entity's debit card, on cardholder materials including

1 card carriers, program brochures, terms of usage, and cardholder
2 websites produced in conjunction with the state governmental
3 entity's debit card program. Further, the disclosure of fees shall
4 be clearly delineated, be contained within a table and provide a
5 toll-free number for cardholders to report problems.

6 C. On or before July 30th annually, the contracting state
7 governmental entity, or its debit card provider, shall notify all
8 participating financial institutions as specified in subsection B of
9 this section, stating their responsibilities for distributing funds
10 consistent with the provisions of this section. The notice shall
11 include an image which reflects the design of each debit card used
12 by the governmental entity.

13 D. In addition to the use of debit card services or any other
14 payment method allowed by law, state governmental entities shall
15 provide an option for recipients to receive benefits through the use
16 of direct deposit to the recipient's bank account.

17 SECTION 2. This act shall become effective November 1, 2013."

18 and when the title is restored, amend the title to
19 conform

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1 Passed the Senate the 24th day of April, 2013.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2013.

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8 _____
9 Presiding Officer of the House
10 of Representatives

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9 cards; requiring disclosure of cardholder fees;
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11 anniversary date; providing for termination of
12 contract; requiring state government entity to make
13 website disclosure; requiring information to be
14 available upon request; providing for codification;
15 and providing an effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 3. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 34.74.1 of Title 62, unless
19 there is created a duplication in numbering, reads as follows:

20 A. Any person, firm, general or limited partnership,
21 corporation, limited liability company or other lawfully recognized
22 business entity that enters into a contract with any agency, board,
23 commission, department, authority or other entity within the
24 executive branch of state government to provide debit cards pursuant
to which a person is able to utilize money provided by that state
governmental entity shall be required to make an annual disclosure

1 to the state governmental entity the amount of cardholder fees paid
2 to the vendor.

3 B. The information required by subsection A of this section
4 shall be submitted on the anniversary date of the applicable
5 contract. Failure to make the required submission shall require the
6 awarding state governmental entity to terminate the contract.

7 C. The state governmental entity shall make the information
8 required by subsection A of this section available through a website
9 and also by request of any person.

10 SECTION 4. This act shall become effective November 1, 2013.

11 Passed the House of Representatives the 14th day of March, 2013.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2013.

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Presiding Officer of the Senate

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