

**SUMMARY COMPARISON OF ATM SECURITY LEGISLATION**  
 (References in brackets are to provisions of applicable legislation)

March 1, 1994

Jurisdiction

Provision	State of California	City of Chicago	State of Georgia	State of Nevada	City of New York	State of Oregon	State of Washington	Westchester County, NY
A. Minimum lighting specifications 1. At least 10 footcandles, measured 3 feet above ground level, at ATM and for 5 feet outward.	Yes. [§13041(a)]	Yes. [§4-305-40(c)(i)]	Yes. [§7-8-3(c)(1)]	Yes. [§660.205(1)]	Yes. [§10-160(b)(4); (a)(6)(i)]	Yes. [Sen. Bill 942, §13(1)]	Yes. [Ch. 324, §5(1)]	Yes. [§863.502 (f)(i)]
2. At least 2 footcandles within 50 feet of all unobstructed directions from the face of the ATM.	Yes. [§13041(b)]	Yes. [§4-305-40(c)(ii)]	Yes. [§7-8-3(c)(2)]	Yes. [§660.205(2)]	Yes. [§10-160(b)(4); (a)(6)(ii)]	Yes. [Sen. Bill 942, §13(2)]	Yes. [Ch. 324, §5(2)]	Yes. [§863.502 (f)(ii)]
3. At least 2 footcandles within 60 feet of the ATM falling within defined parking area.	Yes. [§13041(c)]	Yes. [§4-305-40(c)(iii)]	Yes. [§7-8-3(c)(3)]	Yes. [§660.205(2)]	Yes. [§10-160(b)(4); (a)(6)(iii)]	Yes. [Sen. Bill 942, §13(3)]	Yes, but only to 50 feet. [Ch. 324, §5(3)]	Yes. [§863.502]
4. Special rule for ATMs near corner of building.	Yes. [§13041(b)]	Yes. [4-305-40(c)(ii)]	Yes. [§7-8-3(c)(2)]	Yes. [§660.205(3)]	Yes. [10-160(b)(4); (a)(6)(iii)]	Yes. [Sen. Bill 942, §13(2)]	Yes. [Ch. 324, §5(2)]	Yes. [§863.502 (f)(ii)]
5. Lighting at interior ATM facilities must permit persons entering and occupying the facility at all times of day "to readily and easily see" all persons occupying and at the entry door of the facility.	No.	No.	No.	No.	Yes. [§10-160(b)(4); (a)(6)(iii)]	No.	No.	Yes. [§863.502(f)]

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6. Lighting requirements imposed from 30 minutes after sunset until 30 minutes before sunrise.	Yes. [\$13020(h)]	Yes. [\$4-305-10(h)]	Yes. [\$7-8-1(8)]	Yes. [\$660.165(2); \$660.205]	No. From sunset to sunrise. [\$10-160(a)(8)]	Yes. [\$714.200(8)]	Yes. [Ch. 324, §1(8)]	No. From sunset to sunrise. [\$863.502(h)]
B. <u>Notice Requirements</u> 1. Card issuer must notify customers of basic ATM safety precautions.	Yes. [\$13050]	Yes. [\$4-305-50]	Yes. [\$7-8-4]	Yes. Statute specifies matters to be disclosed. [\$660.215]	Yes. Ordinance specifies minimum information to be disclosed. [\$10-160(f)]	Yes. [Sen. Bill 942, §14]	Yes. [Ch. 324, §6]	Yes. Law specifies minimum information to be disclosed. [\$863.506]
2. ATM establishment must post safety notice at ATM facility.	No.	No.	No.	No.	Yes. [\$10-160(b)(8)]	No.	No.	Yes. [\$863.503(7)]

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<b>C. Requirements to Adopt ATM Safety Procedures</b> 1. Procedures required.	Yes. [§13030]	Yes. [§4-305-30]	Yes. [§7-8-2(a)]	Yes. Statute refers to "a procedure." [§660.195]	Yes. Ordinance sets forth exactly what the security measures are to be. [§10-160(b)]	Yes. [Sen. Bill 942, §10]	Yes. [Ch. 324, §3]	Yes. Law sets forth exactly what the security measures are to be. [§863.503]
2. ATM operator must consider the presence of landscaping, vegetation or other obstructions in area surrounding the ATM facility (including ATM area).	Yes. [§13030(b)]	Yes. [§4-305-30(ii)]	Yes. [§7-8-2(a)(2)]	Yes. [§660.195(1)(b)]	No.	Yes. [Sen. Bill 942, §10(2)]	Yes. [Ch. 324, §3(2)]	No.

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3. ATM operator must consider incidents of crimes of violence in the immediate neighborhood of the ATM facility (including parking area), as reflected in the records of the local law enforcement agency and of which the ATM operator has actual knowledge.	Yes. [§13030(c)]	Yes. In addition, operator must request copies of such records from local police not less frequently than once a year. [§4-305-30(iii)]	Yes. [§7-8-2(a)(3)]	Yes, but must consider both crimes in records of local police and other crimes of which operator has knowledge. [§660.195(1)(c)]	No.	Yes. [Sen. Bill 942, §10(3)]	Yes. [Ch. 324, §3(3)]	No, but ATM operators are expressly permitted to obtain from local police the statistics of crimes associated with ATM use. [§863.507(2)]
4. Lighting (see above)	Yes. [§13030(a)]	Yes. [§4-305-30(i)]	Yes. [§7-8-2(a)(1)]	Yes. [§660.195(1)(a)]	Yes. [§10-160(b)(4)]	Yes. [Sen. Bill 942, §10(1)]	Yes. [Ch. 324, §3(1)]	Yes. [§863.503(4)]

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5. Additional procedures required	No.	Yes. ATM operator must maintain records for each location of (1) measures taken to comply with procedures (which must be filed annually with the clerk of the City) and (2) information on criminal activity in the vicinity (which must be made available for inspection by Chicago police). [§4-305-60]	No.	No.	Yes. Ordinance requires surveillance cameras that record all activity, door locking devices permitting entry only with specified magnetic stripe cards, fire exit bolts, glass (see through) walls, rear view mirrors and corner mirrors. [§10-160(b)]	No.	No.	Yes. Law requires surveillance cameras that record persons entering, door locking devices permitting entry only with magnetic stripe card, glass (see through) walls and corner mirrors. [§863.503(6)]

