

TITLE 74: PUBLIC FINANCE  
CHAPTER V: TREASURER

PART 600  
BANKING AND AUTOMATED TELLER MACHINE SERVICES

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AUTHORITY: Implementing and authorized by Section 18 of the State Treasurer Act [15 ILCS 505/18].

SOURCE: Adopted at 37 Ill. Reg. 839, effective January 10, 2013; amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 600.100 Introduction**

Pursuant to Section 18 of the State Treasurer Act [15 ILCS 505/18], the Office of the Treasurer promulgates this Part for the procurement and placement of banking services at the State Capitol and ~~automated~~automatic teller machines at any State Office Building, State Tourism Center, State Property or State Fairgrounds (Program).

(Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 600.110 Definitions**

"Administrative Expenses" means all expenses associated with the implementation, administration, marketing and operation of the Program. These expenses may include, but are not limited to, staff salaries, benefits, costs incurred in performing outreach activities and providing technical assistance to State agencies, the use of the Office of the Treasurer's equipment for Program purposes, the cost of office space and utilities incurred in connection with the Program, and fees payable to third parties.

43 "Automated~~Automatic~~ Teller Machine" or "ATM" means any electronic  
44 information processing device that accepts or dispenses cash in connection with a  
45 credit, deposit or convenience account.

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47 "Automated Teller Machine Provider" or "Provider" means any business entity or  
48 other person who operates an ATM and provides ATM services.

49  
50 "Automated~~Automatic~~ Teller Machines Services" or "ATM Services" means the  
51 act of providing an ATM pursuant to a written agreement as required by this Part.

52  
53 "Banking Services" means those services provided by a financial institution  
54 relating to the management, investment, transfer and lending of money that the  
55 financial institution is authorized by law to provide to the public.

56  
57 "Credit Union" means a cooperative, non-profit association, incorporated under  
58 the Illinois Credit Union Act [205 ILCS 305], under the laws of the United States  
59 of America or under the laws of another state, for the purposes of encouraging  
60 thrift among its members, creating a source of credit at a reasonable rate of  
61 interest, and providing an opportunity for its members to use and control their  
62 own money in order to improve their economic and social conditions.

63  
64 "Currency Exchange" means either a "community currency exchange" or an  
65 "ambulatory currency exchange" as those terms are defined by the Currency  
66 Exchange Act [205 ILCS 405].

67  
68 "Financial Institution", in relation to banking services, means a state or federally  
69 chartered bank, savings and loan association, savings bank or credit union.

70  
71 "Jurisdiction of the Property" means the State agency that is in possession or  
72 occupancy of land by right or title.

73  
74 ~~"Operator" means any business entity or other person who operates an ATM and~~  
75 ~~provides ATM services.~~

76  
77 "State Agency" means and includes all boards, commissions, agencies,  
78 institutions and authorities, created by or in accordance with the Illinois  
79 Constitution or Illinois statute, of the executive branch of State government.

80 "State agency" does not include colleges, universities, institutions under the  
81 jurisdiction of the governing boards of the University of Illinois, Southern Illinois  
82 University, Illinois State University, Eastern Illinois University, Northern Illinois  
83 University, Western Illinois University, Chicago State University, Governors  
84 State University, Northeastern Illinois University, the Board of Higher Education,  
85 public employee retirement systems, investment boards that are subject to

86 fiduciary duties imposed by the Illinois Pension Code [40 ILCS 5], the University  
87 of Illinois Foundation, units of local government, school districts, community  
88 colleges under the Public Community College Act [110 ILCS 805], and the  
89 Illinois Comprehensive Health Insurance Program.

90  
91 "State Fairgrounds" has the same meaning as ascribed in the Illinois State Fair  
92 Act [20 ILCS 210].

93  
94 "State Office Building" means any space or structure leased or owned by a State  
95 agency.

96  
97 "State Property" means any property specified in the State Parks Designation Act  
98 [20 ILCS 840], i.e., State Park, State Memorial, State Conservation Area, State  
99 Natural Area, the Jim Edgar Panther Creek State Fish and Wildlife Area, State  
100 Recreational Area, State Boating Access Area.

101  
102 "State Tourism Center" means any property or facility operated and maintained  
103 by a State agency for the purpose, at least in part, of providing information to  
104 members of the public regarding local accommodations, businesses, restaurants,  
105 transportation, events, fairs, festivals and other items of interest.

106  
107 (Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

108  
109 **Section 600.120 Contact Office of the Treasurer**

- 110  
111 a) No State agency may procure services authorized by this Part at any State Office  
112 Building, State Tourism Center, State Property or State Fairgrounds without the  
113 approval of the Office of the Treasurer. State agencies seeking ATM Services  
114 and ATM Services approval from the Office of the Treasurer should contact:

115  
116 Office of the Illinois State Treasurer

117 [Marine Bank](#)

118 [1 East Old State Capitol Plaza](#)

119 [Springfield, IL 62701](#)

120 ~~219 Statehouse~~

121 ~~Springfield, Illinois 62706~~

122 ~~217/782-2211~~

- 123  
124 b) In determining whether ATM services should be approved for any location, the  
125 Office of the Treasurer may consider one or more of the following criteria:

- 126  
127 1) the approximate number of persons visiting the ATM location per day;

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- 2) the likely demand for cash by persons in the immediate vicinity;
- 3) the likelihood of procuring an ATM at that location; and
- 4) any other relevant factor as determined by the Office of the Treasurer.

(Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 600.150 Agreements with Financial Institutions and Providers~~Operators~~**

- a) The Treasurer may enter into a written agreement with a financial institution or provider for the provision of banking services at the State Capitol. At a minimum, the agreement shall include the level of banking services to be provided, the amount of compensation to be paid to~~by~~ the financial institution or provider, and any other terms deemed proper and necessary by the Treasurer.
- b) The Treasurer may enter into a written agreement with a financial institution or a provider~~an operator~~ for the provision of ATM services at a State Office Building, State Tourism Center, State Property or State Fairgrounds. At a minimum the agreement shall include the amount of compensation to be paid to~~by~~ the financial institution or provider~~operator~~ and any other terms deemed proper and necessary by the Treasurer.

(Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 600.160 Treasurer's Bank Services Trust~~Rental-Fee~~ Fund**

Any payment, proceed, fee, compensation or other remuneration received by the Office of the Treasurer from a financial institution or provider~~operator~~ as required by this Part shall be~~by~~ deposited in the Treasurer's Bank Services Trust~~Rental-Fee~~ Fund.

(Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 600.170 Administrative Expenses**

- a) The administrative expenses of the Program shall be paid from the Treasurer's Bank Services Trust~~Rental-Fee~~ Fund.
- b) In the event that the Treasurer is obligated to pay administrative expenses of the Program, but the Treasurer's Bank Services Trust~~Rental-Fee~~ Fund has insufficient funds to make that payment, the obligation to pay the administrative expenses may accrue, but the Treasurer shall not pay the administrative expenses until such

171 time as the Treasurer's Bank Services Trust~~Rental Fee~~ Fund has sufficient  
172 funding~~earnings~~ to support the payment.

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(Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)