

(III) IN THE EVENT THE AUTOMATED TELLER MACHINE IS LOCATED WITHIN 10 FEET OF A CORNER OF THE BUILDING AND THE AUTOMATED TELLER MACHINE IS GENERALLY ACCESSIBLE FROM THE ADJACENT SIDE, AT LEAST 2 CANDLEFOOT POWER ALONG THE FIRST 40 UNOBSTRUCTED FEET OF THE ADJACENT SIDE OF THE BUILDING.

(3) THE REQUIREMENTS OF THIS SUBSECTION APPLY ONLY TO AUTOMATED TELLER MACHINES THAT ARE OPEN FOR USE BY CUSTOMERS DURING THE HOURS OF DARKNESS.

(4) FOR AUTOMATED TELLER MACHINES INSTALLED BEFORE JANUARY 1, 1995, COMPLIANCE WITH THE PROVISIONS OF THIS SUBSECTION SHALL BE OPTIONAL UNTIL JULY 1, 1995.

(E) (1) AT OR BEFORE THE TIME A CUSTOMER IS FURNISHED WITH AN ACCESS DEVICE, THE ISSUER OF THE ACCESS DEVICE SHALL FURNISH TO THE CUSTOMER A NOTICE CONCERNING BASIC SAFETY PRECAUTIONS THAT CUSTOMERS SHOULD EMPLOY WHILE USING AN AUTOMATED TELLER MACHINE DURING HOURS OF DARKNESS.

(2) THE NOTICE SHALL BE FURNISHED:

(I) TO EACH CUSTOMER WHOSE ADDRESS FOR THE ACCOUNT TO WHICH THE ACCESS DEVICE RELATES IS IN THIS STATE; AND

(II) BY PERSONALLY DELIVERING OR MAILING THE NOTICE TO CUSTOMERS AT THEIR MAILING ADDRESSES IN THIS STATE.

(3) (I) ONLY ONE NOTICE NEED BE FURNISHED FOR EACH MAILING ADDRESS; AND

(II) IF ACCESS DEVICES ARE FURNISHED TO MORE THAN ONE CUSTOMER FOR A SINGLE ACCOUNT OR SET OF ACCOUNTS OR ON THE BASIS OF A SINGLE APPLICATION OR OTHER REQUEST FOR ACCESS DEVICES, ONLY ONE NOTICE NEED BE FURNISHED TO SATISFY THIS SUBSECTION'S NOTICE REQUIREMENT AS TO THOSE CUSTOMERS.

(4) THE NOTICE REQUIRED BY THIS SUBSECTION MAY BE INCLUDED WITH OTHER DISCLOSURES RELATED TO THE ACCESS DEVICE FURNISHED TO A CUSTOMER, INCLUDING ANY INITIAL OR PERIODIC DISCLOSURE STATEMENT FURNISHED UNDER THE FEDERAL ELECTRONIC FUND TRANSFER ACT.

(5) THE ISSUER OF AN ACCESS DEVICE SHALL BE DEEMED TO BE IN COMPLIANCE WITH THE NOTICE REQUIREMENT OF THIS SUBSECTION IF THE ISSUER ADVISES THE CUSTOMER TO:

(I) BE AWARE OF THE CUSTOMER'S SURROUNDINGS WHEN USING AN AUTOMATED TELLER MACHINE, PARTICULARLY DURING THE HOURS OF DARKNESS;

(II) BE ACCOMPANIED BY ANOTHER PERSON WHEN USING AN AUTOMATED TELLER MACHINE DURING THE HOURS OF DARKNESS;