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I N   A S S E M B L Y

February 1, 2012

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Introduced by M. of A. KAVANAGH -- read once and referred to the Committee on Banks

AN ACT to amend the state finance law, in relation to the procurement of banking services

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. The state finance law is amended by adding a new section  
2     163-c to read as follows:  
3     S 163-C. PROCUREMENT OF BANKING SERVICES. IN MAKING AN AWARD OF  
4     CONTRACTS FOR BANKING SERVICES, AS PART OF THE SCORING OF OFFERS, IN  
5     ADDITION TO CONSIDERATION OF QUALITY, COST AND EFFICIENCY, A STATE AGENCY SHALL CONSIDER WHETHER THE FINANCIAL INSTITUTION HAS CHOSEN TO COMPLY  
6     WITH THE CAP ON THE RATE OF INTEREST AUTHORIZED IN SECTION 5-501 OF THE  
7     GENERAL OBLIGATIONS LAW AND ESTABLISHED BY SUBDIVISION ONE OF SECTION  
8     FOURTEEN-A OF THE BANKING LAW IN MAKING LOANS TO THE RESIDENTS OF THE  
9     STATE. THE SCORING SHALL BE ACCOMPLISHED IN ACCORD WITH REGULATIONS  
10    ADOPTED BY THE SUPERINTENDENT OF FINANCIAL SERVICES IN CONSULTATION WITH  
11    THE STATE COMPTROLLER.  
12  
13    S 2. This act shall take effect on the one hundred twentieth day after  
14    it shall have become a law provided, however, that effective immediately  
15    the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are  
16    authorized and directed to be made and completed by the department of  
17    financial services on or before such effective date.  
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EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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