S T A T E O F N E W Y O R K

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I N A S S E M B L Y

February 14, 2012

Introduced by M. of A. ROBINSON, WEISENBERG, MENG, RAIA, GIBSON, MAISEL -- Multi-Sponsored by -- M. of A. BOYLAND, M. MILLER, PERRY, REILICH -- read once and referred to the Committee on Banks

AN ACT to amend the banking law, in relation to banking development districts

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

Section 1. Section 96-d of the banking law is amended by adding a new subdivision 7 to read as follows:

7. (A) IN ORDER TO MEET THE DEMONSTRATED NEED FOR BANKING SERVICES IN A BANKING DEVELOPMENT DISTRICT, ANY BANK, TRUST COMPANY OR NATIONAL BANK THAT HAS ESTABLISHED A BRANCH WITHIN A BANKING DEVELOPMENT DISTRICT SHALL OFFER AFFORDABLE PRODUCTS AND SERVICES, INCLUDING FINANCIAL EDUCATION SERVICES, TAILORED TO THE BANKING NEEDS OF THE COMMUNITY IN WHICH THE BRANCH IS LOCATED.

(B) ANY BANK, TRUST COMPANY OR NATIONAL BANK THAT HAS ESTABLISHED A BRANCH IN A BANKING DEVELOPMENT DISTRICT THAT SEEKS TO REMAIN IN THE BANKING DEVELOPMENT DISTRICT PROGRAM SHALL APPLY FOR RENEWAL OF AUTHORIZATION TO PARTICIPATE IN THE BANKING DEVELOPMENT DISTRICT PROGRAM IN A FORM AND MANNER DETERMINED BY THE SUPERINTENDENT. THE SUPERINTENDENT SHALL DETERMINE THE CRITERIA TO BE USED IN EVALUATING WHETHER TO GRANT SUCH RENEWAL REQUEST. SUCH CRITERIA SHALL INCLUDE, AT A MINIMUM, THE EXTENT TO WHICH THE BRANCH HAS MET ITS GOALS AS STATED IN ITS ORIGINAL BANKING DEVELOPMENT DISTRICT APPLICATION; THE EXTENT TO WHICH THE GOALS STATED IN ITS ORIGINAL APPLICATION CONTINUE TO BE RESPONSIVE TO THE BANKING NEEDS OF THE BANKING DEVELOPMENT DISTRICT IN WHICH THE BRANCH IS LOCATED; THE EXTENT TO WHICH THE BRANCH HAS BEEN RESPONSIVE TO THE BANKING NEEDS OF, AND ENJOYS THE SUPPORT OF, THE COMMUNITY IN WHICH IT IS LOCATED; THE QUALITY OF AFFORDABLE PRODUCTS AND SERVICES OFFERED BY THE BRANCH; THE EXTENT OF FINANCIAL EDUCATION ACTIVITIES IN WHICH THE BRANCH HAS PARTICIPATED; OTHER INFORMATION REGARDING THE BRANCH, INCLUDING ITS PROFITABILITY, LENDING ACTIVITIES AND EMPLOYMENT LEVELS.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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