

5521--A

2015-2016 Regular Sessions

I N   S E N A T E

May 14, 2015

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Introduced by Sens. MONTGOMERY, HAMILTON -- read twice and ordered printed, and when printed to be committed to the Committee on Banks -- recommitted to the Committee on Banks in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the banking law, in relation to including credit unions and federal credit unions within provisions regarding banking development district program

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

1     Section 1. Subdivision 5 of section 96-d of the banking law, as added  
2     by chapter 526 of the laws of 1998, paragraph (a) as amended by chapter  
3     328 of the laws of 1999, paragraph (b) as further amended by section 104  
4     of part A of chapter 62 of the laws of 2011, is amended to read as  
5     follows:  
6     5. (a) Notwithstanding the provisions of subdivision two of section  
7     two hundred thirty-seven of this chapter; for the purposes of this  
8     section, paragraph c of subdivision two of section ten of the general  
9     municipal law, subdivision six of section one hundred five of the state  
10    finance law and section four hundred eighty-five-f of the real property  
11    tax law, any reference to a bank, trust company or national bank shall  
12    be deemed to include a savings bank, savings and loan association,  
13    federal savings and loan association [or], federal savings bank, CREDIT  
14    UNION OR FEDERAL CREDIT UNION; provided, however, that such provisions  
15    of law do not grant a savings bank, savings and loan association, feder-  
16    al savings and loan association [or], federal savings bank, A CREDIT  
17    UNION OR A FEDERAL CREDIT UNION eligibility to accept municipal or  
18    public funds or municipal or public moneys other than for the limited  
19    purposes of the establishment of a branch in a banking development  
20    district pursuant to this section. Any such municipal or public funds or  
21    moneys shall be deposited only at the branch established pursuant to

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

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1 this section, and any municipal funds or moneys may be deposited only by  
2 the sponsoring municipality in which the branch and banking development  
3 district are located; provided further that any such municipal or public  
4 funds or moneys shall be subject to the same requirements which apply to  
5 municipal or public funds or moneys deposited in a bank, trust company  
6 or national bank and shall also be subject to the provisions of section  
7 one hundred five of the state finance law or section ten of the general  
8 municipal law relating to such deposits.

9 (b) Notwithstanding any other provision of law, the superintendent of  
10 financial services shall promulgate rules and regulations to authorize  
11 the participation of savings banks, savings and loan associations,  
12 federal savings banks [and], federal savings and loan associations,  
13 CREDIT UNIONS AND FEDERAL CREDIT UNIONS in the program established  
14 pursuant to this section.

15 S 2. Paragraph (f) of subdivision 1 of section 451-a of the banking  
16 law, as amended by chapter 153 of the laws of 2015, is amended and a new  
17 paragraph (g) is added to read as follows:

18 (f) Any incorporated or unincorporated organization composed princi-  
19 pally of persons eligible to membership in the credit union and that  
20 organization's employees[.]; OR

21 (G) ANY PERSON OR ORGANIZATION LOCATED WITHIN A LOCAL COMMUNITY,  
22 NEIGHBORHOOD, OR RURAL DISTRICT WHERE THERE IS A DEMONSTRATED NEED FOR  
23 BANKING SERVICES AS DETERMINED BY THE SUPERINTENDENT.

24 S 3. This act shall take effect January 1, 2018; provided, that the  
25 amendments to subdivision 5 of section 96-d of the banking law made by  
26 section one of this act shall not affect the repeal of such subdivision  
27 and shall be deemed to be repealed therewith as provided in section 4 of  
28 chapter 526 of the laws of 1998, as amended.