

5521

2015-2016 Regular Sessions

I N   S E N A T E

May 14, 2015

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Introduced by Sen. MONTGOMERY -- read twice and ordered printed, and  
when printed to be committed to the Committee on Banks

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

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, 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  
22    this section, and any municipal funds or moneys may be deposited only by  
23    the sponsoring municipality in which the branch and banking development  
24    district are located; provided further that any such municipal or public

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

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1 funds or moneys shall be subject to the same requirements which apply to  
2 municipal or public funds or moneys deposited in a bank, trust company  
3 or national bank and shall also be subject to the provisions of section  
4 one hundred five of the state finance law or section ten of the general  
5 municipal law relating to such deposits.

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

12 S 2. Paragraph (f) of subdivision 1 of section 451-a of the banking  
13 law, as added by chapter 502 of the laws of 2014, is amended and a new  
14 paragraph (g) is added to read as follows:

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

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

21 S 3. This act shall take effect January 1, 2017; provided, that the  
22 amendments to subdivision 5 of section 96-d of the banking law made by  
23 section one of this act shall not affect the repeal of such subdivision  
24 and shall be deemed to be repealed therewith as provided in section 4 of  
25 chapter 526 of the laws of 1998, as amended.