

STATE OF NEW YORK

9140

IN ASSEMBLY

January 23, 2020

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

AN ACT to amend the banking law, in relation to requiring financial institutions to notify a customer prior to charging a fee based on account inactivity

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The banking law is amended by adding a new section 9-x to
2 read as follows:

3 § 9-x. Fees based on inactivity; notification. Notwithstanding any
4 other provision of law or rule or regulation to the contrary, any finan-
5 cial institution subject to the provisions of this chapter, including
6 any bank, trust company, savings bank, savings and loan association,
7 credit union, mortgage broker, mortgage banker, or other investment
8 entity, whether headquartered within or outside the state, which
9 provides an account to a customer shall provide written notice of the
10 pending charges to a customer thirty days prior to charging any fee
11 based on account inactivity. Such notice shall include a telephone
12 number and full contact information for a representative of the finan-
13 cial institution responsible for resolving any matter relating to the
14 fee. A notification by electronic mail shall satisfy the writing
15 requirement for the purposes of this section.

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

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

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