

# STATE OF NEW YORK

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3262

2019-2020 Regular Sessions

## IN ASSEMBLY

January 29, 2019

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Introduced by M. of A. ZEBROWSKI, LUPARDO, MOSLEY, GOTTFRIED, BLAKE, M. G. MILLER, COOK, STECK, FAHY, JEAN-PIERRE, WALLACE, JONES, RICHARDSON, WALSH, BRABENEC, MONTESANO, RA -- Multi-Sponsored by -- M. of A. ABBATE, BARRETT, DICKENS, ENGLEBRIGHT, FRIEND, THIELE -- read once and referred to the Committee on Banks

AN ACT to amend the general municipal law and the banking law, in relation to allowing credit unions, savings banks, savings and loan associations and federal savings associations to accept and secure deposits from municipal corporations

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

1 Section 1. Paragraph d of subdivision 1 of section 10 of the general  
2 municipal law, as amended by chapter 623 of the laws of 1998, is amended  
3 to read as follows:

4 d. "Bank" shall mean a bank as defined by the banking law or a  
5 national banking association located and authorized to do business in  
6 New York; a credit union as defined by the banking law or a federal  
7 credit union located and authorized to do business in New York which has  
8 its principal office in a location described in paragraph (a) of subdi-  
9 vision thirty-eight of section four hundred fifty-four of the banking  
10 law, or a branch office in a location described in paragraph (b) of  
11 subdivision thirty-eight of section four hundred fifty-four of the bank-  
12 ing law; or a savings bank as defined by the banking law, a savings and  
13 loan association as defined by the banking law or a federal savings  
14 association located and authorized to do business in New York which has  
15 its principal office in a location described in paragraph (a) of subdi-  
16 vision two of section two hundred thirty-seven of the banking law, or a  
17 branch office in a location described in paragraph (b) of subdivision  
18 two of section two hundred thirty-seven of the banking law.

19 § 2. Section 454 of the banking law is amended by adding a new subdi-  
20 vision 38 to read as follows:

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

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1 38. (a) To accept deposits for credit to a local government, as  
2 defined in paragraph a of subdivision one of section ten of the general  
3 municipal law, at its principal office where such credit union maintains  
4 its principal office within the jurisdiction of such local government.

5 (b) To accept deposits for credit to a local government, as defined in  
6 paragraph a of subdivision one of section ten of the general municipal  
7 law, at its branch office where such credit union maintains a branch  
8 office within the jurisdiction of such local government.

9 § 3. The banking law is amended by adding a new section 454-a to read  
10 as follows:

11 § 454-a. Deposits of public money with credit unions; security. A  
12 credit union may accept deposits of public money subject to the limita-  
13 tions provided in subdivision thirty-eight of section four hundred  
14 fifty-four of this article. Such credit union shall pledge assets or  
15 furnish other security satisfactory in form and amount to the depositor,  
16 for the repayment of monies held in the name of such depositor, when  
17 required to be secured by applicable law, decree or regulation.

18 § 4. Subdivision 2 of section 237 of the banking law, as amended by  
19 chapter 360 of the laws of 1984, is amended to read as follows:

20 2. ~~[No savings bank shall accept any deposit for credit to any munici-~~  
21 ~~pal corporation.]~~ (a) A savings bank which maintains its principal  
22 office within the jurisdiction of a local government, as defined in  
23 paragraph a of subdivision one of section ten of the general municipal  
24 law, may accept deposits at such principal office for credit to such  
25 local government.

26 (b) A savings bank which maintains a branch office within the juris-  
27 isdiction of a local government, as defined in paragraph a of subdivision  
28 one of section ten of the general municipal law, may accept deposits at  
29 such branch office for credit to such local government.

30 § 5. Section 234 of the banking law is amended by adding a new subdi-  
31 vision 27 to read as follows:

32 27. Pursuant to subdivision two of section two hundred thirty-seven of  
33 this article, to pledge assets or furnish other security satisfactory in  
34 form and amount to the depositor, for the repayment of monies held in  
35 the name of such depositor, when required to be secured by applicable  
36 law, decree or regulation and to exercise the powers contained in  
37 section ninety-six-b of this chapter.

38 § 6. Section 383 of the banking law is amended by adding a new subdi-  
39 vision 18 to read as follows:

40 18. Pursuant to subdivision two of section two hundred thirty-seven of  
41 this chapter, to pledge assets or furnish other security satisfactory in  
42 form and amount to the depositor, for the repayment of monies held in  
43 the name of such depositor, when required to be secured by applicable  
44 law, decree or regulation and to exercise the powers contained in  
45 section ninety-six-b of this chapter.

46 § 7. This act shall take effect on the ninetieth day after it shall  
47 have become a law.