STATE OF NEW YORK

9338

IN ASSEMBLY

February 23, 2022

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

AN ACT to amend the banking law, in relation to waivers for wire transfer or processing fees associated with Holocaust reparations payments

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

Section 1. The banking law is amended by adding a new section 18-b to read as follows:

§ 18-b. Holocaust reparations payment fees. 1. For the purposes of this section, "victims or targets of Nazi persecution" means any individual, corporation, partnership, sole proprietorship, unincorporated association, community, congregation, group, organization, or other entity persecuted or targeted for persecution by the Nazi Regime because of race, religion, ethnicity, sexual orientation, national origin, or physical or mental disability or handicap, or the heirs, successors, administrators, executors, affiliates, or assignees of such victims or targets, or any other claimant receiving funds from an eligible settlement fund, or from an eligible grantor trust established for the benefit of such victims or targets. An eligible settlement fund is an entity that is treated for federal income tax purposes as a designated or qualified settlement fund, as such term is defined in section 468B of the Internal Revenue Code and the regulations thereunder, which is established for the principal purpose of resolving and satisfying claims arising from or in connection with any act or omission in any way relating to the Holocaust, World War II and its prelude and aftermath, victims or targets of Nazi persecution, transactions with or actions of the Nazi Regime, or treatment of refugees fleeing Nazi persecution by or in the Swiss Confederation. An eligible grantor trust is a grantor trust which is established for the principal purpose of resolving and satisfying such claims.

2. The superintendent shall maintain and annually update a list of banks and other financial institutions doing business in the state that voluntarily waive wire transfer fees and other processing fees imposed for automated deposits or transfers of amounts received (including accu-

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

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mulated interest) by victims or targets of Nazi persecution from an eligible settlement fund, or from an eligible grantor trust established for the benefit of such victims or targets. The department shall make the list available to the public on the department's website.

§ 2. This act shall take effect immediately.