STATE OF NEW YORK

9733

IN ASSEMBLY

April 3, 2024

Introduced by M. of A. DILAN -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to certain information provided to incarcerated individuals upon their release

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

Section 1. The correction law is amended by adding a new section 125-a to read as follows:

§ 125-a. Notice of fees and charges for debit cards provided upon release. 1. For the purposes of this section, a "release debit card" shall mean the payment of funds required by section one hundred twenty-five of this article in the form of an electronic benefit transfer card.

2. Any financial institution that enters into a contract with New York state to issue release debit cards shall provide a clear, understandable, and detailed schedule of fees and charges with each such release debit card.

3. Such schedule of fees shall:

(a) be presented in a clear and conspicuous manner, be easily accessible, and written in plain language;

(b) include, but shall not be limited to, fees for ATM use, balance inquiries, fund transfers, card replacement, account maintenance, and customer service interactions;

(c) be provided in physical forms as a separate document and, if feasible, electronic forms as a separate attachment upon the card's issuance;

(d) be available on the official website of the card provider; and

(e) be provided in the six most common non-English languages spoken by individuals with limited-English proficiency in New York state;

4. (a) Changes to the schedule of fees and charges shall occur no more frequently than once per year and shall be communicated to the cardholder at least sixty days before taking effect.

(b) Notification of changes to the schedule of fees and charges shall be made through physical means and, if feasible, electronic means.

§ 2. This act shall take effect immediately.

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

LBD15035-02-4