

# STATE OF NEW YORK

9801

## IN SENATE

May 30, 2024

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

AN ACT to amend the banking law and the real property law, in relation to credit line mortgages

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

1 Section 1. Section 380-g of the banking law, as added by chapter 625  
2 of the laws of 1976, is amended to read as follows:

3 § 380-g. Power to engage in line of credit financing of residential  
4 real estate. 1. A savings and loan association is authorized to invest  
5 an amount, not exceeding the lesser of (a) ten per centum of the sum of  
6 its surplus, undivided profits, and reserves or (b) one per centum of  
7 its assets, in loans or in interests therein the principal purpose of  
8 which is to provide financing with respect to what is or is expected to  
9 become primarily residential real estate within this state, where (i)  
10 the association relies substantially for repayment on the borrower's  
11 general credit standing, with or without other security, or (ii) the  
12 association relies on other assurances for repayment, including but not  
13 limited to a guaranty or similar obligation of a third party, and, in  
14 either case described in clause (i) or (ii), regardless of whether or  
15 not the association takes security.

16 2. A savings and loan association shall not revoke, or otherwise  
17 block, a borrower's access to credit financing of residential real  
18 estate authorized pursuant to subdivision one of this section if such  
19 borrower is current on repayment related to such credit financing of  
20 residential real estate.

21 § 2. Section 281 of the real property law is amended by adding a new  
22 subdivision 2-a to read as follows:

23 2-a. An authorized lender shall not revoke, or otherwise block, a  
24 borrower's access to credit line mortgages authorized pursuant to this  
25 section if such borrower is current on repayment related to such credit  
26 line mortgage.

27 § 3. This act shall take effect immediately.

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

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