



NEW YORK CITY BANKING COMMISSION

66 John Street, New York, NY 10038

Telephone: (212) 487-2594

Andrew Salkin, *Secretary*

BANKING DEVELOPMENT DISTRICT (“BDD”) PROGRAM

ELIGIBILITY CRITERIA

The following conditions must be met before the New York City Banking Commission will deposit any funds with a participant in the program.

- 1) The bank must be a participant in the New York State Banking Department’s BDD Program.
- 2) The bank or BDD branch must be a designated depository bank of the City of New York.
- 3) The participant bank must have opened the branch in the BDD consistent with the provisions of Banking Law §96-d and 3 NYCRR Part 8 prior to the New York City Banking Commission depositing any monies.
- 4) In accordance with New York State General Municipal Law § 10 “*Deposits of Public Money; Security*” and upon the Department of Finance’s request, the participant bank must pledge sufficient collateral or provide an irrevocable letter of credit issued in favor of the City of New York by a Federal Home Loan Bank. DOF may, at its discretion, exclude any of the Eligible Securities and may request from the bank to complete an undertaking agreement with City of New York DOF and/or the Office of the Comptroller of the City of New York.
- 5) The participant bank should provide evidence of the State’s current and historical BDD deposits (both market rate and below market rate) associated with the BDD program, and for all branches participating in the program.
- 6) The participant bank must provide to the New York City Banking Commission an independently audited public financial statement for the bank and bank holding company for the current and prior fiscal year.
- 7) The participant bank must provide to the New York City Banking Commission a report providing at the very least the current and prior year’s deposit and loan activity. In addition, the bank must provide deposit and loan projections for the BDD branch for the next three years, and any interim reports as requested by the Banking Commission.
- 8) The participant bank must provide the current managerial structure at the participating bank and bank holding company.
- 9) Prior to funds being wired to the participant bank, the bank must provide a facsimile or digital confirmation of the collateral deposit and that it has been delivered to the City’s custodial bank. The confirmation must include (if applicable) the agreed upon start date, maturity date, par and rate.

For Certificate of Deposits, accrued interest on the deposit will be due at maturity. For Business Interest Checking accounts or Negotiable Order of Withdrawal accounts, accrued interests due at the end of each month. Accrued interest will be computed as follows:

- $\text{Par} \times \text{Rate} \times \text{Days}/360$

For information regarding BDD deposits:

- Department of Finance
Elaine Kloss, DOF, Assistant Commissioner/Treasurer
Phone No.: (212) 487-2594
- Office of the Comptroller
Mark Kim, Deputy Comptroller for Economic Development (Primary Delegate)
Phone No.: (212) 669-3832
David Morris, Executive Director for Economic Development (Alternate Delegate)
Phone No.: (212) 669-7775
- Mayor's Office
Eugene Lee, Mayor's Representative
Phone No.: (212) 788-7804

For more specific information regarding Undertaking Agreement, Bond & Pledge Agreement, Collateral Pledge, Letter of Credit with Home Loan Bank please contact:

- Department of Finance
Adam Rabiner - (212) 487-2586
- Office of the Comptroller –
David Jeter - (212) 669-8539