

Financial Services, Department of

Mission

Legislation enacted with the FY 2012 Budget established the Department of Financial Services, integrating the New York State Banking Department and the Insurance Department into a modern, consolidated financial regulator overseeing industries that are critical to the State's financial vitality. The mission of the Department consists of the following activities and objectives:

- Foster continued growth of the financial industry in New York and spur State economic development through judicious regulation and vigilant supervision;
- Ensure the continued solvency, safety, soundness, and prudent conduct of the providers of financial products and services;
- Ensure fair, timely, and equitable fulfillment of industry financial obligations;
- Ensure the current and continuing solvency of providers and practitioners;
- Ensure high standards of honesty, transparency, fair business practices, and public responsibility;
- Educate the public regarding the nature and use of financial products and services and ensure that consumers have access to understandable information so that they may make responsible decisions about financial products and services.

Organization and Staffing

The Superintendent of the Department of Financial Services is appointed by the Governor, with the consent of the Senate. The Department's main offices are located in Albany and New York City with smaller offices located throughout the State.

Budget Highlights

The FY 2022 Executive Budget recommends \$446.7 million for the Department, an increase of almost \$7.4 million from the FY 2021 budget. This increase primarily reflects a projected increase to the DFS insurance fund for additional support of DOH's Family Planning Program.

The Executive Budget recommends a workforce of 1,296 FTEs for the Department, which is flat from revised FY 2021 levels.

Major budget actions include:

- Legislation to establish, "COVID-19 Emergency Eviction and Foreclosure Prevention for Tenants and Owners of Commercial Real Estate Property Act of 2021"
- Legislation to establish provisions for the discontinuance of London Interbanks Offered Rate (LIBOR)
- Legislation to grant the Superintendent greater authority to prohibit a provider of health services from demanding or requesting payment for health services rendered under the no-fault insurance law.
- Legislation to extend the covered period for residential mortgage relief through at least the end of 2021, or until the Executive Orders issued during the pandemic are no longer in effect.

Program Highlights

The Department's main responsibilities are carried out through three major programs: administration, regulation, and consumer protection.

Administration

The Administration Program provides the basic executive direction, fiscal, personnel, legal, and electronic data processing activities that support the Department's operations.

Regulation

To ensure the safety and soundness of all regulated entities, the Department monitors banks, insurance companies, and other financial institutions to identify problems, and works with management to promptly solve them. The Department carries out this responsibility through on-site examinations, regular review of institutional financial reports, and periodic site visits.

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Consumer Protection

To ensure that State-chartered banking institutions are complying with State laws and regulations and that no individuals are unfairly denied credit, Department employees conduct consumer compliance examinations and resolve consumer complaints. Staff monitor whether institutions are helping to meet the credit and banking needs of local communities as required by various State laws. The Department strives for the fair treatment of insurance policyholders, claimants, and the public through the regulation of company claim payments and sales practices, responses to consumer complaints, and the timely review of insurance company denials of coverage. The Department promotes high standards of industry conduct and competence through testing, oversight, and pre-licensing and enforcing educational standards of licensees. The Department proactively educates consumers regarding unscrupulous financial industry practices and products, and advocates on behalf of consumers who have been defrauded or harmed by such abuses.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available FY 2021	Appropriations Recommended FY 2022	Change From FY 2021	Reappropriations Recommended FY 2022
State Operations	378,843,963	378,843,963	0	136,414,000
Aid To Localities	60,387,000	67,874,700	7,487,700	112,000
Total	439,230,963	446,718,663	7,487,700	136,526,000

ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Program	FY 2021 Estimated FTEs 03/31/21	FY 2022 Estimated FTEs 03/31/22	FTE Change
Administration			
Special Revenue Funds - Other	79	79	0
Banking			
Special Revenue Funds - Other	430	430	0
Insurance			
Special Revenue Funds - Other	787	787	0
Total	1,296	1,296	0

STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available FY 2021	Recommended FY 2022	Change
Special Revenue Funds - Federal	1,400,000	1,400,000	0
Special Revenue Funds - Other	377,443,963	377,443,963	0
Total	378,843,963	378,843,963	0

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STATE OPERATIONS
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM
APPROPRIATIONS
(dollars)

Program	Available FY 2021	Recommended FY 2022	Change
Administration			
Special Revenue Funds - Other	82,865,000	82,865,000	0
Banking			
Special Revenue Funds - Other	88,183,000	88,183,000	0
Insurance			
Special Revenue Funds - Federal	1,400,000	1,400,000	0
Special Revenue Funds - Other	206,395,963	206,395,963	0
Total	378,843,963	378,843,963	0

STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
FY 2022 RECOMMENDED
(dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	82,865,000	0	20,147,000	0
Banking	88,183,000	0	50,296,000	0
Insurance	207,795,963	0	103,652,384	0
Total	378,843,963	0	174,095,384	0

Program	Nonpersonal Service	
	Amount	Change
Administration	62,718,000	0
Banking	37,887,000	0
Insurance	104,143,579	0
Total	204,748,579	0

AID TO LOCALITIES
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE
APPROPRIATIONS
(dollars)

Fund Type	Available FY 2021	Recommended FY 2022	Change
Special Revenue Funds - Other	60,387,000	67,874,700	7,487,700
Total	60,387,000	67,874,700	7,487,700

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AID TO LOCALITIES
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM
APPROPRIATIONS
(dollars)

Program	Available FY 2021	Recommended FY 2022	Change
Administration			
Special Revenue Funds - Other	850,000	850,000	0
Insurance			
Special Revenue Funds - Other	59,537,000	67,024,700	7,487,700
Total	60,387,000	67,874,700	7,487,700

Note: Most recent estimates as of 01/19/2021