

**SUPPLEMENT NO. 9 DATED 20 APRIL 2026 TO THE
BASE PROSPECTUS DATED 18 JULY 2025**



Bank of America Corporation
(a Delaware (U.S.A.) Corporation)

Merrill Lynch B.V.
(a Dutch Private Limited Liability Company)

NOTE, WARRANT AND CERTIFICATE PROGRAMME

Unconditionally and irrevocably guaranteed
(in respect of Instruments issued by Merrill Lynch B.V.)

by

Bank of America Corporation

Supplement to the Base Prospectus

This supplement (the "**Supplement**") to the base prospectus of Bank of America Corporation ("**BAC**") and Merrill Lynch B.V. ("**MLBV**") dated 18 July 2025 (the "**Original Base Prospectus**") (as supplemented on 12 August 2025, 14 October 2025, 22 October 2025, 6 November 2025, 21 January 2026, 20 February 2026, 27 February 2026 and 20 March 2026, and together with this Supplement, the "**Base Prospectus**"), prepared in connection with the Note, Warrant and Certificate Programme (the "**Programme**") of BAC and MLBV constitutes a supplement for the purposes of Article 23(1) of Regulation (EU) 2017/1129 (as amended, the "**EU Prospectus Regulation**"). Terms defined in the Base Prospectus have the same meanings when used in this Supplement.

On 18 July 2025, the Base Prospectus was approved by the *Commission de Surveillance du Secteur Financier* (the "**CSSF**") as competent authority under the EU Prospectus Regulation and by the Luxembourg Stock Exchange for the purpose of giving information with regard to the issue of Exempt Instruments only by the Issuers under the Programme during the period of 12 months from the date of the Base Prospectus.

This Supplement is supplemental to, and shall be read in conjunction with, the Base Prospectus. To the extent that there is any inconsistency between (a) any statement in this Supplement or any statement incorporated by reference into the Base Prospectus by this Supplement and (b) any other statement in or incorporated by reference into the Base Prospectus, the statements in (a) above will prevail.

The Supplement has been approved by the CSSF as competent authority under the EU Prospectus Regulation. The CSSF only approves the Supplement as meeting the standards of completeness, comprehensibility and consistency imposed by the EU Prospectus Regulation. The CSSF does not approve the information relating to the issue of Exempt Instruments.

The Supplement has also been approved by the Luxembourg Stock Exchange under Part IV of the Luxembourg law dated 16 July 2019 on prospectuses for securities, for the purpose of giving information with regard to the issue of Exempt Instruments. The Supplement has been deposited with SIX Exchange Regulation Ltd. in its capacity as review body pursuant to article 54 of the Swiss Financial Services Act of 15 June 2018, as amended.

Right of withdrawal

In accordance with Article 23(2) of the EU Prospectus Regulation, investors in the European Economic Area who have already agreed to purchase or subscribe for Instruments issued under the Base Prospectus before this Supplement is published and where the Instruments have not yet been delivered to them at the time when the significant new factor, material mistake or material inaccuracy to which this Supplement relates arose or was noted have the right, exercisable within three working days after the publication of this Supplement, to withdraw their acceptances, provided that the significant new factor, material mistake or material inaccuracy to which this Supplement relates arose or was noted before the closing of the offer period or the delivery of the securities, whichever occurs first. This right is exercisable up to, and including, 23 April 2026. Investors may contact the relevant Authorised Offeror(s) (as set out in the Final Terms of the relevant Instruments) should they wish to exercise such right of withdrawal.

Responsibility

BAC accepts responsibility for the information contained in this Supplement and to the best of the knowledge of BAC, the information contained in this Supplement is in accordance with the facts and does not omit anything likely to affect its import.

MLBV accepts responsibility for the information contained in this Supplement other than information contained in the document incorporated by reference in respect of BAC (the "**MLBV Information**"). MLBV confirms that the MLBV Information contained in this Supplement is, to the best of its knowledge, in accordance with the facts and does not omit anything likely to affect its import.

Purpose of this Supplement

The purpose of this Supplement is to:

- incorporate by reference BAC's current report on Form 8-K dated 15 April 2026 in respect of the earnings press release relating to the three months ended 31 March 2026 filed with the United States Securities and Exchange Commission (the "**SEC**");
- update the section of the Base Prospectus entitled "*Offering and Sale*"; and
- update the section of the Base Prospectus entitled "*Form of Final Terms of the W&C Instruments*".

Information being supplemented

1. Document incorporated by reference

The following document, which has previously been published and has been filed with the CSSF, shall be deemed to be incorporated in, and to form part of, the Base Prospectus:

- (a) BAC's Current Report on Form 8-K filed with the SEC on 15 April 2026 (available for viewing at <https://dl.luxse.com/dlp/102d243af249164cbeb1a5ca5d2fd757d3>) (the "**BAC 15 April 2026 Form 8-K**") (other than, with respect to this report, information that is furnished but deemed not to have been filed under the rules of the SEC).

Document Incorporated by Reference Cross-Reference List

| | Page Number |
|--|---------------------|
| BAC 15 April 2026 Form 8-K | |
| <i>Item 2.02 Results of Operations and Financial Condition.</i> | <i>Page 3*</i> |
| <i>Item 9.01 Financial Statements and Exhibits.</i> | <i>Page 3*</i> |
| <i>Signatures</i> | <i>Page 4*</i> |
| <i>Exhibit 99.1 Bank of America Corporation press release dated April 15, 2026</i> | <i>Pages 5*-22*</i> |

*These page numbers are references to the PDF pages included in the relevant report as hyperlinked above.

Any information included in the BAC 15 April 2026 Form 8-K that is not included in the cross-reference list is not incorporated by reference and is therefore either (a) covered elsewhere in the Base Prospectus; or (b) not relevant to an investor (meaning that it is not necessary information to be included in this Base Prospectus pursuant to Article 6(1) of the EU Prospectus Regulation and is not otherwise required to be included under the relevant schedules of the EU PR Regulation).

2. *Updating of the section entitled "Offering and Sale"*

The information contained within the "Offering and Sale" section on page 738 to 757 of the Original Base Prospectus will be updated as follows:

- a) a new subsection entitled "**ISLE OF MAN**" will be inserted immediately after the subsection entitled "**HONDURAS**" on page 749 of the Original Base Prospectus as follows:

"ISLE OF MAN

Each of the Issuer, the Dealer and the Guarantor (if applicable) is registered and incorporated outside the Isle of Man, and regulated by authorities outside the Isle of Man. None of them are regulated or licensed in the Isle of Man by the Isle of Man Financial Services Authority, nor do they carry on business in the Isle of Man.

The Instruments can only be marketed, offered or sold in or from within the Isle of Man:

- (i) in compliance with the licensing requirements of the Isle of Man Financial Services Act 2008; or
- (ii) in accordance with any relevant exclusion contained within the Regulated Activities Order 2011 (as amended) or exemption contained in the Financial Services (Exemptions) Regulations 2011 (as amended).

The Instruments and the Base Prospectus are not available in or from within the Isle of Man other than in accordance with paragraphs (i) and (ii) above and must not be relied upon by any person unless made or received in accordance with such paragraphs."

- b) a new subsection entitled "**KAZAKHSTAN**" will be inserted immediately after the subsection entitled "**JERSEY**" on page 751 of the Original Base Prospectus as follows:

"KAZAKHSTAN

The Instruments have not been registered with, or approved by, the Agency of the Republic of Kazakhstan for Regulation and Development of Financial Market or any other authority in the Republic of Kazakhstan having powers in respect of such matters. and, accordingly, the Instruments cannot be directly or indirectly, offered or sold to any person within Kazakhstan, unless to the extent permitted by applicable laws and regulations. Neither this Base Prospectus nor any other document or material in connection with the offer or sale, or invitation for subscription for or purchase, of the Instruments may be circulated or distributed or caused to be circulated or distributed, whether directly or indirectly, to any persons in Kazakhstan, except permitted otherwise by applicable laws and regulation."

3. *Updating of the section entitled "Form of Final Terms of the W&C Instruments"*

The Form of Final Terms of the W&C Instruments is supplemented such that paragraph 9 at PART B – OTHER INFORMATION at page 360 of the Original Base Prospectus shall be deleted and replaced with the following:

"9. **EU BENCHMARKS REGULATION**

(For all issuances of Exempt Instruments, delete this paragraph)

EU Benchmarks Regulation: Article [Not Applicable]
29(2) statement on benchmarks:

[If Not Applicable, the following statements can be included depending on the level of detail required:]

[As far as the Issuer is aware and as at the date of these Final Terms, *[specific benchmark]* is not within scope of the EU Benchmarks Regulation.]

[As far as the Issuer is aware and as at the date of these Final Terms *[specific benchmark]* is not within scope of the EU Benchmarks Regulation and *[administrator legal name]*, as administrator of *[specific benchmark]*, is not required, in respect of *[specific benchmark]*, to be included on the ESMA Register]

However, as at the date of these Final Terms, *[administrator legal name]* appears on the ESMA Register either:

(i) because it also administers other benchmark(s) that are in scope of the EU Benchmarks Regulation, or

(ii) pursuant to transitional provisions under Article 51 of the EU Benchmarks Regulation, in which case, based on currently available information, the benchmarks administered by *[administrator name]* are and are expected to remain outside the scope of the EU Benchmarks Regulation and *[administrator name]* will be removed from the ESMA Register on or before 1 October 2026]

[Applicable]

[If Applicable, select one of the following statements:]

[As at the date of these Final Terms, *[administrator legal name]* is not included on the ESMA Register because, as far as the Issuer is aware, its application for authorisation, registration, recognition or endorsement under Article 24a (as applicable) is pending.]

[As at the date of these Final Terms, *[administrator legal name]* is not included on the ESMA Register and, as far as the Issuer is aware, is not required to be included on the ESMA Register in respect of *[name of benchmark]* as *[name of benchmark]* is [a Climate Transition Benchmark] [a Paris-aligned Benchmark] [an in-scope commodity benchmark] and *[administrator legal name]* had, according to the

ESMA Public Statement on transitional provisions under the BMR review, applied for [endorsement under Article 33 of the EU Benchmarks Regulation] [recognition under Article 32 of the EU Benchmarks Regulation] before 31 December 2025.]

[As at the date of these Final Terms, [*administrator legal name*] is not included on the ESMA Register] and is not required to be included on the ESMA Register in respect of [*name of benchmark*] as [*name of benchmark*] is a spot foreign exchange benchmark provided by a non-EU administrator.]

[*Insert for benchmarks administered by a central bank or other public authority or is otherwise de-scoped under Article 2(2):* As at the date of these Final Terms, [*administrator legal name*] is not included on the ESMA Register because, as far as the Issuer is aware, it is not required to be by virtue of Article 2 of the EU Benchmarks Regulation.]"

General

This Supplement and the document incorporated by reference will be available for viewing and can be obtained during normal business hours from the specified office of the applicable Paying Agent (in respect of Notes) and the applicable W&C Instrument Agent (in respect of W&C Instruments) and on the Luxembourg Stock Exchange's website at www.luxse.com.