

4571

2013-2014 Regular Sessions

I N S E N A T E

April 11, 2013

Introduced by Sen. O'BRIEN -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance

AN ACT to amend the insurance law, in relation to supplementary uninsured and underinsured motorist coverage for ambulance services, volunteer fire departments, fire companies and voluntary ambulance services

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraph 5 of subsection (f) of section 3420 of the insurance law, as amended by chapter 11 of the laws of 2013, is amended to
2 read as follows:
3
4 (5) This paragraph shall apply to a policy that provides supplementary
5 uninsured/underinsured motorist insurance coverage for bodily injury and
6 is a policy: (A) issued or delivered in this state that insures against
7 liability arising out of the ownership, maintenance, and use of a fire
8 vehicle, as defined in section one hundred fifteen-a of the vehicle and
9 traffic law, where the fire vehicle is principally garaged or used in
10 this state; or (B) as specified in paragraph one of this subsection.
11 Every such policy that insures a fire department, fire company, as
12 defined in section one hundred of the general municipal law, an ambulance service, or a voluntary ambulance service, as defined in section
13 three thousand one of the public health law, shall provide such supplementary uninsured/underinsured motorist insurance coverage to an individual employed by or who is a member of the fire department, fire
14 company, ambulance service, or voluntary ambulance service and who is
15 injured by an uninsured or underinsured motor vehicle while acting in
16 the scope of the individual's duties for the fire department, fire
17 company, ambulance service, or voluntary ambulance service covered under
18 the policy, [except] INCLUDING with respect to the use or operation by
19 such an individual of a motor vehicle not covered under the policy, WHEN
20 THAT INDIVIDUAL IS OPERATING OR USING A MOTOR VEHICLE WHILE ACTING IN

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

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1 THE SCOPE OF THE INDIVIDUAL'S DUTIES FOR THE FIRE DEPARTMENT, FIRE
2 COMPANY, AMBULANCE SERVICE, OR VOLUNTARY AMBULANCE SERVICE.
3 S 2. This act shall take effect on the same date and in the same
4 manner as chapter 496 of the laws of 2012, takes effect.