

STATE OF NEW YORK

4803

2021-2022 Regular Sessions

IN ASSEMBLY

February 8, 2021

Introduced by M. of A. MANKTELOW -- read once and referred to the
Committee on Insurance

AN ACT to amend the insurance law, in relation to recovery of non-economic loss

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

1 Section 1. Section 5104 of the insurance law is amended by adding a
2 new subsection (d) to read as follows:

3 (d) A financially irresponsible motorist and an unlawfully insured
4 person shall not have a right of recovery for non-economic loss arising
5 out of the use or operation of a motor vehicle or motorcycle.

6 § 2. This act shall take effect January 1, 2022 and shall apply to any
7 cause of action filed on or after such date.

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

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