S T A T E O F N E W Y O R K

1788

2009-2010 Regular Sessions

I N A S S E M B L Y

January 12, 2009

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

AN ACT to amend the insurance law, in relation to prohibiting charges for comprehensive coverage of a rental vehicle due to loss of an insured's vehicle if the insured policy holder is between the ages of eighteen and twenty-five

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

Section 1. Section 2336 of the insurance law is amended by adding a new subsection (i) to read as follows:

(I) NO SCHEDULE OR RATING PLAN FOR NON-COMMERCIAL PRIVATE PASSENGER AUTOMOBILE INSURANCE SHALL INCLUDE A PREMIUM CHARGE FOR COMPREHENSIVE COVERAGE, OPTIONAL OR OTHERWISE, FOR COVERAGE OF A RENTAL VEHICLE DUE TO LOSS OF USE OF AN INSURED'S VEHICLE IF THE INSURED POLICYHOLDER IS BETWEEN THE AGES OF EIGHTEEN AND TWENTY-FIVE. THE FOREGOING SHALL NOT BE APPLICABLE IF THE SUPERINTENDENT DETERMINES THAT A SUFFICIENT MARKET FOR RENTAL VEHICLES EXISTS FOR PERSONS IN THIS AGE GROUP ON A COUNTY BY COUNTY BASIS.

S 2. This act shall take effect on the one hundred twentieth day after it shall have become a law and shall apply to any insurance policies and contracts issued, renewed, modified or altered on or after such effective date.

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

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