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

2366

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

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

AN ACT to amend the insurance law, in relation to group property/casualty insurance

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

Section 1. Section 3435 of the insurance law is amended by adding a new subsection (e) to read as follows:

(E) NEITHER THE PROVISIONS OF THIS SECTION NOR ANY OTHER PROVISIONS OF THIS CHAPTER SHALL SERVE TO PREVENT THE ISSUANCE OF A CERTIFICATE OF GROUP PROPERTY/CASUALTY OR LIABILITY INSURANCE ISSUED TO A RESIDENT OF THIS STATE WHEN SUCH CERTIFICATE IS ISSUED UNDER A MASTER POLICY PROCURED BY AN EMPLOYER BASED IN ANOTHER STATE, PROVIDED (I) THE POLICY IS AN APPROVED POLICY ISSUED BY AN INSURER LICENSED IN SUCH STATE, (II) THE POLICY HAS BEEN APPROVED FOR SALE IN SUCH STATE, AND (III) PROVIDED THE CERTIFICATE IS ISSUED WITHOUT COST TO THE NEW YORK RESIDENT. ANY SUCH CERTIFICATE ISSUED TO A NEW YORK RESIDENT SHALL STATE THAT THE INSURANCE PROVIDED THEREUNDER IS NOT REGULATED BY THE STATE OF NEW YORK AND NOT SUBJECT TO CONSUMER PROTECTIONS OTHERWISE AFFORDED BY THIS CHAPTER.

S 2. This act shall take effect immediately.

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

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