

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

6881--A

2011-2012 Regular Sessions

I N A S S E M B L Y

April 5, 2011

Introduced by M. of A. MORELLE, MAGEE, COOK, BING, WEPRIN, LINARES,
MOYA, BARCLAY -- Multi-Sponsored by -- M. of A. CALHOUN, FINCH, OAKS
-- read once and referred to the Committee on Insurance -- committee
discharged, bill amended, ordered reprinted as amended and recommitted
to said committee

AN ACT to amend the insurance law, in relation to permitting insurers to
make available multiple rating programs for private passenger motor
vehicle insurance within the same company

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

1 Section 1. The insurance law is amended by adding a new section 2352
2 to read as follows:
3 S 2352. MULTIPLE RATING PROGRAMS. (A) SUBJECT TO THE SUPERINTENDENT'S
4 PRIOR APPROVAL, AN INSURER MAY ESTABLISH MORE THAN ONE RATING PROGRAM
5 WITHIN THE SAME COMPANY FOR POLICIES OF INSURANCE THAT ARE SUBJECT TO
6 SECTION THREE THOUSAND FOUR HUNDRED TWENTY-FIVE OF THIS CHAPTER;
7 PROVIDED THAT:
8 (1) EACH RATING PROGRAM SHALL APPLY ONLY TO POLICIES NEWLY WRITTEN ON
9 OR AFTER THE EFFECTIVE DATE OF THE RATING PROGRAM BUT PRIOR TO THE
10 EFFECTIVE DATE OF ANY SUBSEQUENTLY APPROVED RATING PROGRAM; PROVIDED
11 HOWEVER IF AN INSURER TERMINATES A RATING PROGRAM, THEN THE INSURER
12 SHALL RENEW THE POLICIES THAT WERE SUBJECT TO THE TERMINATED RATING
13 PROGRAM IN A SUBSEQUENTLY APPROVED RATING PROGRAM.
14 (2) THE PROVISIONS OF SUBSECTION (F) OF SECTION THREE THOUSAND FOUR
15 HUNDRED TWENTY-FIVE AND SUBSECTION (B) OF SECTION TWO THOUSAND THREE
16 HUNDRED FORTY-NINE OF THIS CHAPTER SHALL BE APPLIED TO EACH RATING
17 PROGRAM SEPARATELY.
18 (B) THE SUPERINTENDENT MAY PROMULGATE RULES AND REGULATIONS TO IMPE-
19 MENT THE PROVISIONS OF THIS SECTION.
20 S 2. This act shall take effect on the ninetieth day after it shall
21 have become a law.

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

LBD08794-03-1