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

10157

I N A S S E M B L Y

May 13, 2016

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

AN ACT to amend the insurance law, in relation to mandating a discount on comprehensive automobile policies where the insured vehicle contains a collision avoidance system

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) ANY SCHEDULE OR RATING PLAN FOR NON-COMMERCIAL PRIVATE PASSENGER AUTOMOBILE INSURANCE SHALL PROVIDE FOR A TEN PERCENT REDUCTION IN PREMIUM CHARGES FOR COMPREHENSIVE COVERAGE, PERSONAL INJURY PROTECTION AND MEDICAL PAYMENT COVERAGES WITH RESPECT TO ANY INSURED VEHICLE EQUIPPED WITH A COLLISION AVOIDANCE SYSTEM. AS USED IN THIS SUBSECTION, "COLLISION AVOIDANCE SYSTEM" MEANS AN ACTIVE COLLISION PREVENTION SYSTEM THAT COMBINES A COLLISION WARNING SYSTEM THAT ALERTS A DRIVER TO THE POSSIBILITY OF A COLLISION WITH AN ADAPTIVE CRUISE CONTROL THAT AUTOMATICALLY MAINTAINS A SAFE FOLLOWING DISTANCE BETWEEN VEHICLES AHEAD AND THAT AUTOMATICALLY APPLIES THE VEHICLE BRAKES WHEN IT SENSES A PROBABLE CRASH. SUCH DISCOUNT SHALL APPLY TO COLLISION AVOIDANCE SYSTEMS THAT MEET APPLICABLE FEDERAL OR APPROPRIATE EQUIVALENT STANDARDS. WITH RESPECT TO VEHICLES OTHER THAN NON-COMMERCIAL PRIVATE PASSENGER AUTOMOBILES, ANY SCHEDULE RATING PLAN SHALL INCLUDE AN APPROPRIATE PREMIUM CREDIT WHICH REFLECTS THE EXISTENCE OF SUCH A COLLISION AVOIDANCE SYSTEM.

S 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

LBD15380-01-6