

# STATE OF NEW YORK

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2952--A

2017-2018 Regular Sessions

## IN ASSEMBLY

January 23, 2017

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Introduced by M. of A. McDONALD, SANTABARBARA, McDONOUGH, MORINELLO, D'URSO -- Multi-Sponsored by -- M. of A. GIGLIO -- read once and referred to the Committee on Insurance -- recommitted to the Committee on Insurance in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to providing a reduction in insurance premium charges for insured volunteer firefighters or emergency personnel for a three year period after successfully completing the emergency vehicle operator's course as part of his or her training

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

1 Section 1. Subsection (a) of section 2336 of the insurance law, as  
2 amended by chapter 751 of the laws of 2005, is amended to read as  
3 follows:

4 (a) (1) Any schedule of rates or rating plan for motor vehicle liabil-  
5 ity and collision insurance submitted to the superintendent shall  
6 provide for an appropriate reduction in premium charges for any insured  
7 for a three year period after successfully completing a motor vehicle  
8 accident prevention course, known as the national safety council's  
9 defensive driving course, or any driver improvement course approved by  
10 the department of motor vehicles as being equivalent to the national  
11 safety council's defensive driving course, provided that, except as  
12 provided in article twelve-C of the vehicle and traffic law, there shall  
13 be no reduction in premiums for a self instruction defensive driving  
14 course or a course which does not provide for actual classroom instruc-  
15 tion for a minimum number of hours as determined by the department of  
16 motor vehicles. Such reduction in premium charges shall be subsequently  
17 modified to the extent appropriate, based upon analysis of loss experi-  
18 ence statistics and other relevant factors. All such accident prevention

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

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1 courses shall be monitored by the department of motor vehicles and shall  
2 include components of instruction in "Road Rage" awareness and in "Work  
3 Zone Safety" awareness as defined by the commissioner of motor vehicles.  
4 The provisions of this section shall not apply to attendance at a  
5 program pursuant to article twenty-one of the vehicle and traffic law as  
6 a result of any traffic infraction.

7 (2) Any schedule of rates or rating plan for motor vehicle liability  
8 and collision insurance submitted to the superintendent may provide for  
9 an actuarially appropriate reduction in premium charges for insured  
10 volunteer firefighters or emergency personnel for a three year period  
11 after successfully completing the emergency vehicle operator's course  
12 (EVOC) as part of his or her training, provided that there shall be no  
13 reduction in premiums for a self-instruction defensive driving course or  
14 a course which does not provide for actual classroom instruction for a  
15 minimum number of hours as determined by the department of motor vehi-  
16 cles.

17 § 2. Subsection (a) of section 2336 of the insurance law, as amended  
18 by chapter 585 of the laws of 2002, is amended to read as follows:

19 (a) (1) Any schedule of rates or rating plan for motor vehicle liabil-  
20 ity and collision insurance submitted to the superintendent shall  
21 provide for an appropriate reduction in premium charges for any insured  
22 for a three year period after successfully completing a motor vehicle  
23 accident prevention course, known as the national safety council's  
24 defensive driving course, or any driver improvement course approved by  
25 the department of motor vehicles as being equivalent to the national  
26 safety council's defensive driving course, provided that in either event  
27 there shall be no reduction in premiums for a self instruction defensive  
28 driving course or a course which does not provide for actual classroom  
29 instruction for a minimum number of hours as determined by the depart-  
30 ment of motor vehicles. Such reduction in premium charges shall be  
31 subsequently modified to the extent appropriate, based upon analysis of  
32 loss experience statistics and other relevant factors. All such accident  
33 prevention courses shall be monitored by the department of motor vehi-  
34 cles and shall include components of instruction in "Road Rage" aware-  
35 ness and in "Work Zone Safety" awareness as defined by the commissioner  
36 of motor vehicles. The provisions of this section shall not apply to  
37 attendance at a program pursuant to article twenty-one of the vehicle  
38 and traffic law as a result of any traffic infraction.

39 (2) Any schedule of rates or rating plan for motor vehicle liability  
40 and collision insurance submitted to the superintendent may provide for  
41 an actuarially appropriate reduction in premium charges for insured  
42 volunteer firefighters or emergency personnel for a three year period  
43 after successfully completing the emergency vehicle operator's course  
44 (EVOC) as part of his or her training, provided that there shall be no  
45 reduction in premiums for a self-instruction defensive driving course or  
46 a course which does not provide for actual classroom instruction for a  
47 minimum number of hours as determined by the department of motor vehi-  
48 cles.

49 § 3. This act shall take effect immediately; provided however that the  
50 amendments to subsection (a) of section 2336 of the insurance law made  
51 by section one of this act shall be subject to the expiration and rever-  
52 sion of such section pursuant to section 5 of chapter 751 of the laws of  
53 2005, as amended, when upon such date the provisions of section two of  
54 this act shall take effect.