

# STATE OF NEW YORK

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1377

2019-2020 Regular Sessions

## IN SENATE

January 14, 2019

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Introduced by Sen. FUNKE -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance

AN ACT to amend the insurance law, in relation to schedule rating plans reflecting individual risk characteristics of an employer

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

1 Section 1. Section 2347 of the insurance law is amended by adding a  
2 new subsection (f) to read as follows:

3 (f) Subject to approval by the department, an insurer may make avail-  
4 able a schedule rating plan reflecting individual risk characteristics  
5 of an employer. The maximum rating modification pursuant to such plan  
6 offered in accordance with this subdivision shall be limited to plus or  
7 minus twenty-five percent. Any such rating modification is exclusive of  
8 credits or debits authorized under section one hundred thirty-four of  
9 the workers' compensation law. The rating modification is further exclu-  
10 sive of all pricing mechanisms, including experience and merit rating. A  
11 schedule rating plan made available pursuant to this subsection shall  
12 not be included in any general rate change made pursuant to subsection  
13 (a) of this section.

14 § 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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