STATE OF NEW YORK

7173

2021-2022 Regular Sessions

IN ASSEMBLY

April 23, 2021

Introduced by M. of A. ZEBROWSKI, ABINANTI -- Multi-Sponsored by -- M. of A. PERRY -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to expanding the description of unfair insurance claim settlement practices

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

Section 1. Paragraphs 7 and 8 of subsection (a) of section 2601 of the insurance law, paragraph 7 as amended and paragraph 8 as added by chapter 458 of the laws of 2018, are amended and two new paragraphs 9 and 10 are added to read as follows:

(7) submitting reasonably rendered claims to the independent dispute resolution process established under article six of the financial services law; [~~or~~]

(8) artificially deflating or otherwise lowering cost data used for adjusted claims, or using cost data that is not appropriate for the region of the state where the loss occurred; this shall include but is not limited to claims adjusted by a person issued a temporary permit pursuant to subsection (n) of section two thousand one hundred eight of this chapter[~~.~~]*;*

(9) requiring or requesting that any individual or entity deny or promote the denial of a certain number or percentage of claims during any given period of time; or

(10) requiring or requesting that any individual or entity cancel or promote the cancellation of a certain number or percentage of policies during any given period of time.

§ 2. This act shall take effect immediately.

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

LBD05769-01-1