

STATE OF NEW YORK

3948

2021-2022 Regular Sessions

IN SENATE

February 1, 2021

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

AN ACT to amend the workers' compensation law, in relation to permitting payments 14 days after the due date

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

1 Section 1. Paragraph (e) of subdivision 1 of section 25 of the work-
2 ers' compensation law, as amended by chapter 635 of the laws of 1996, is
3 amended to read as follows:

4 (e) If the employer or insurance carrier shall fail to pay any
5 installments of compensation within [~~twenty-five~~ **fourteen**] days after
6 the same become due, there shall be paid by the employer or, if insured,
7 its insurance carrier, an additional amount of twenty percent of the
8 compensation then due which shall accrue for the benefit of the injured
9 worker or his or her dependents and shall be paid to him or her or them
10 with the compensation, unless such delay or default is excused by the
11 board upon the application of the employer or insurance carrier upon the
12 ground that owing to conditions over which the employer or insurance
13 carrier had no control, such payment could not be made. The employer in
14 each such instance shall also be assessed the sum of three hundred
15 dollars, which shall be paid to the claimant.

16 § 2. This act shall take effect immediately.

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

LBD00079-01-1