

# STATE OF NEW YORK

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5668

2021-2022 Regular Sessions

## IN SENATE

March 15, 2021

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Introduced by Sen. BRESLIN -- 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 improving insurance consumer servicing options for New York residents

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

1 Section 1. Subsection (b) of section 1101 of the insurance law is  
2 amended by adding a new paragraph 9 to read as follows:

3 (9) Notwithstanding the foregoing, with respect to the transactions  
4 described in subparagraphs (B), (D) and (E) of paragraph two of this  
5 subsection, such transactions, if effected from outside this state by an  
6 unauthorized foreign or alien insurer duly licensed to transact the  
7 business of insurance in and by the laws of its domicile or any person  
8 or entity acting on its behalf, or from within or outside of this state  
9 by an authorized insurer on behalf of such unauthorized foreign or alien  
10 insurer, in either case, in-person or by mail, telephone, web portal, or  
11 any other electronic means, shall not constitute doing an insurance  
12 business in this state by such unauthorized foreign or alien insurer  
13 and, if applicable, such authorized insurer. Nothing in this paragraph  
14 shall be construed to permit any unauthorized foreign or alien insurer,  
15 or any person or entity acting on its behalf, to sell, solicit, negoti-  
16 ate, deliver or issue for delivery in this state any insurance policy or  
17 contract.

18 § 2. This act shall take effect immediately.

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

LBD10447-01-1