# STATE OF NEW YORK

7089

2023-2024 Regular Sessions

# IN ASSEMBLY

May 10, 2023

Introduced by M. of A. MAGNARELLI -- read once and referred to the Committee on Local Governments

AN ACT to amend the volunteer firefighters' benefit law, in relation to the cost for legal services in connection with any claim arising under such law

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

Section 1. Section 47 of the volunteer firefighters' benefit law is amended to read as follows:

§ 47. Costs and fees. The provisions of section twenty-four of the [~~workmen's~~] workers' compensation law shall be applicable as fully as if set forth in this chapter, except that the board shall consider a request from a claimant who has filed a claim to assess the cost for legal services in connection with any claim arising under this chapter upon the insurance carrier to whom the claimant has provided notice, provided, however, that when a determination is made by the board to assess the cost for legal services in connection with any claim arising under this chapter upon the insurance carrier who the claimant has provided notice, the attorney's fee shall be for the total amount calculated on the fee application prescribed by the board and commensurate with the services rendered.

§ 2. This act shall take effect on the one hundred twentieth day after it shall have become a law.

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

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