

# STATE OF NEW YORK

7977

2023-2024 Regular Sessions

## IN ASSEMBLY

August 18, 2023

Introduced by M. of A. EACHUS -- read once and referred to the Committee on Insurance

AN ACT to amend the insurance law, in relation to requiring property/casualty insurance policies to state the types and causes of damage that are covered by such policy

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

1 Section 1. Section 3407-a of the insurance law, as added by chapter  
2 306 of the laws of 2001, is amended to read as follows  
3 § 3407-a. Property/casualty insurance contract and policy standard  
4 provisions. (a) No property/casualty insurance policy or contract shall  
5 be issued or issued for delivery on a risk located or resident in this  
6 state insuring against damage to the insured's real property unless it  
7 contains in substance the following provision or a provision which is  
8 equal or more favorable to the insured: a provision that in the event of  
9 a pending claim for damage to real property, upon request, the insurer  
10 shall furnish to the insured's representative, designated in writing, or  
11 if none has been designated, to the insured, a copy of any written esti-  
12 mate or estimates of the cost of damages to real property resulting from  
13 the loss which the insurer has independently prepared for its own  
14 purposes, or had prepared on its behalf for its own purposes, specifying  
15 all appropriate deductions, within thirty days after the request or  
16 preparation, whichever is later, of such estimate or estimates. An  
17 insurer shall not be required to provide an estimate on claims for  
18 damages to real property unless it has independently prepared one or had  
19 one prepared on its behalf for the insurer's own purposes.  
20 (b) Every property/casualty insurance policy or contract issued or  
21 issued for delivery on a risk located or resident in this state shall  
22 clearly and concisely state the types and causes of damage that are and  
23 that are not covered by such policy. Such information shall be  
24 contained at or near the beginning of the policy and shall be printed in  
25 a font size that is easily legible.  
26 § 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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