

# STATE OF NEW YORK

900--A

2023-2024 Regular Sessions

## IN ASSEMBLY

January 11, 2023

Introduced by M. of A. McDONALD -- read once and referred to the Committee on Insurance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the insurance law, in relation to mortgage guaranty insurance

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

1 Section 1. Paragraph 2 of subsection (a) of section 6502 of the insurance law is amended to read as follows:  
2  
3 (2) it establishes a contingency reserve out of net premiums (gross  
4 premiums less premiums returned to policyholders) remaining after establishing the unearned premium reserve. The company shall contribute to  
5 the contingency reserve an amount equal to fifty percent of such remaining earned premiums. Contributions to the contingency reserve made  
6 during each calendar year shall be maintained for a period of one  
7 hundred and twenty months, except that withdrawals may be made by the  
8 company with the prior approval of the superintendent in any year in  
9 which the actual incurred losses exceed thirty-five percent of the  
10 corresponding earned premiums or as otherwise may be permitted by the  
11 superintendent if after due consideration the superintendent determines  
12 the withdrawal shall not be harmful to policyholders. The unearned  
13 premium reserve shall be computed as required by section one thousand  
14 three hundred five of this chapter except that on policies covering a  
15 risk period of more than one year it shall be computed in accordance  
16 with standards promulgated by the superintendent; and  
17  
18 § 2. This act shall take effect immediately.  
19

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

LBD02506-02-3