

# STATE OF NEW YORK

9597

## IN SENATE

March 26, 2026

Introduced by Sen. BAILEY -- 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 making provisions relating to the New York compensation insurance rating board's authorization to make filings with the department of financial services permanent; and to amend chapter 11 of the laws of 2008 amending the workers' compensation law, the insurance law, the volunteer ambulance workers' benefit law and the volunteer firefighters' benefit law relating to rates for workers' compensation insurance and setting forth conditions for workers' compensation rate service organization, in relation to the effectiveness thereof

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

1 Section 1. Subsection (s) of section 2313 of the insurance law, as  
2 amended by chapter 237 of the laws of 2012, is amended to read as  
3 follows:

4 (s) Notwithstanding any other provision of this article, no rate  
5 service organization may file rates for workers' compensation insurance  
6 after February first, two thousand eight, but a rate service organiza-  
7 tion may file loss costs or other statistical information, including  
8 rating plans[, ~~until June second, two thousand eighteen~~]. Notwithstand-  
9 ing subsection (j) of this section, any such rate service organization  
10 shall nonetheless be required to be licensed pursuant to this section.

11 § 2. Subsection (e) of section 2305 of the insurance law, as amended  
12 by section 2 of subpart F of part NNN of chapter 59 of the laws of 2017,  
13 is amended to read as follows:

14 (e) The superintendent: (1) by regulation may, in lieu of the waiting  
15 period set forth in subsection (b) of this section, require workers'  
16 compensation insurance rate filings to be specifically approved before  
17 they become effective; and (2) shall hold a public hearing if a rate  
18 service organization makes a loss cost filing for workers' compensation  
19 that is an increase of five percent or more over the approved loss costs  
20 from the prior year. [~~Until June second, two thousand twenty-eight, a~~ **A**  
21 rate service organization for workers' compensation shall make a loss

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

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1 cost filing every year on or before June first, or such earlier date as  
2 is set by the superintendent.

3 § 3. Section 16 of chapter 11 of the laws of 2008 amending the work-  
4 ers' compensation law, the insurance law, the volunteer ambulance work-  
5 ers' benefit law and the volunteer firefighters' benefit law, relating  
6 to rates for workers' compensation insurance and setting forth condi-  
7 tions for a workers' compensation rate service organization, as amended  
8 by section 1 of subpart F of part NNN of chapter 59 of the laws of 2017,  
9 is amended to read as follows:

10 § 16. This act shall take effect February 1, 2008; provided that the  
11 amendments to paragraph 2 of subsection (a) of section 2316 of the  
12 insurance law made by section eleven of this act shall take effect on  
13 the same date that section 68 of chapter 6 of the laws of 2007 takes  
14 effect; provided further that the amendments to section 2316 of the  
15 insurance law made by section eleven of this act shall not affect the  
16 expiration of such section pursuant to section 2342 of the insurance law  
17 and shall be deemed expired therewith[~~, and provided further that~~  
18 ~~section ten of this act shall expire and be deemed repealed June 2,~~  
19 ~~2028~~].

20 § 4. This act shall take effect immediately.