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:

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

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

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

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

§ 3. Section 16 of 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 a workers' compensation rate service organization, as amended by section 1 of subpart F of part NNN of chapter 59 of the laws of 2017, is amended to read as follows:

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and shall be deemed expired therewith[~~; and provided further that section ten of this act shall expire and be deemed repealed June 2, 2028~~].

§ 4. This act shall take effect immediately.