

STATE OF NEW YORK

9272

2025-2026 Regular Sessions

IN ASSEMBLY

November 21, 2025

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

AN ACT to amend the insurance law, in relation to the use of aerial images by insurers

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

1 Section 1. The insurance law is amended by adding a new article 92 to
2 read as follows:

ARTICLE 92

USE OF AERIAL IMAGES

3 Section 9201. Legislative purpose.

4 9202. Definitions.

5 9203. Insurers' use of aerial images.

6 9204. Rules.

7 § 9201. Legislative purpose. The purpose of this article is to honor
8 consumer's traditional rights with regard to property insurance in the
9 face of advancing aerial technologies.

10 § 9202. Definitions. As used in this article, the following terms
11 shall have the following meanings:

12 (a) "Aerial image" means an image of a named insured's property
13 captured from an airborne platform.

14 (b) "Non-renewal" means a termination of property insurance coverage
15 that occurs at the end of the policy term.

16 (c) "Renewal" means:

17 (1) the issuance and delivery by an insurer at the end of a policy
18 period of a policy superseding a policy previously issued and delivered
19 by the same insurer; or

20 (2) the issuance and delivery of a certificate or notice extending the
21 term of an existing policy beyond its policy period or term.

22 § 9203. Insurers' use of aerial images. When utilizing aerial images
23 as part of its coverage determinations, an insurer shall:
24
25

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

LBD13852-02-5

1 (a) Ensure that a non-renewal notice include copies of date-stamped
2 images of the property that show the specific conditions that are out of
3 compliance with the insurer's underwriting guidelines and what steps the
4 property owner can take to reverse the insurer's decision. Photos must
5 have been taken within the past twelve months.

6 (b) Establish a point of contact and a process for currently insured
7 property owners to use to provide documentation of completion of the
8 required work that the insurer communicates to the insured pursuant to
9 subsection (a) of this section. Such documentation shall be used by the
10 insurer in considering whether to uphold or reverse the non-renewal.

11 (c) Establish an appeal process so the consumer can correct any errors
12 or misunderstandings related to the non-renewal.

13 (d) Provide the named insured a time period consistent with notice
14 requirements set forth in section three thousand four hundred twenty-
15 five of this chapter to cure the defects/conditions underlying a non-re-
16 newal from the date the insurer identifies the specific conditions. An
17 insurer shall have the right to assess the work used to correct defects
18 to determine and ensure they have been corrected in a manner that meets
19 the standards originally communicated by the insurer in subsection (a)
20 of this section. Should the insurer determine that the work did not
21 correct the defects, the insurer shall notify the named insured that the
22 non-renewal shall be upheld.

23 (e) Offer a renewal policy to a consumer who submits proof that they
24 have cured the defects or conditions identified pursuant to subsection
25 (a) of this section. Provided however, an insurer may choose not to
26 renew the policy in question after defects or conditions identified
27 pursuant to subsection (a) of this section have been cured, but only for
28 a reason unrelated to such defects or conditions.

29 § 9204. Rules. The superintendent shall promulgate all rules and regu-
30 lations necessary for the implementation of this article.

31 § 2. This act shall take effect on the one hundred eightieth day
32 after it shall have become a law. Effective immediately, the addition,
33 amendment and/or repeal of any rule or regulation necessary for the
34 implementation of this act on its effective date are authorized to be
35 made and completed on or before such effective date.