

STATE OF NEW YORK

9517--A

Cal. No. 707

IN SENATE

March 19, 2026

Introduced by Sen. MAYER -- read twice and ordered printed, and when printed to be committed to the Committee on Insurance -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the insurance law, in relation to notifying an insured of a rate filing increase or decrease for long term care

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

Section 1. Subparagraph (0) of paragraph 6 of subsection (b) of section 1117 of the insurance law, as added by chapter 655 of the laws of 2023, is amended and a new subparagraph (0-1) is added to read as follows:

(0) A statement that if the authorized insurer, corporation, health maintenance organization or fraternal benefit society seeks to increase or decrease the premium rate, the department will post notice of the rate filing on its website prior to any determination by the department; ~~and~~

(0-1) A statement that if the authorized insurer, corporation, health maintenance organization or fraternal benefit society seeks to increase or decrease the premium rate, such authorized insurer, corporation, health maintenance organization or fraternal benefit society will send notification of the rate filing to the insured at the time of the rate filing with the department, together with clear instructions on how to submit comments on the rate filing or application regarding premium rates to the department, through the department's website, by mail, and/or by other means; and

§ 2. Subsection (i) of section 1117 of the insurance law, as added by chapter 655 of the laws of 2023, is amended to read as follows:

(i) Whenever an authorized insurer, corporation, health maintenance organization or fraternal benefit society submits a rate filing or application to the superintendent to increase or decrease premium rates for any policy or certificate subject to this section, such authorized insurer, corporation, health maintenance organization or fraternal bene-

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

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1 fit society shall also send notification of the rate filing or applica-
2 tion to the policy holder together with clear instructions on how to
3 submit comments on the rate filing or application regarding premium
4 rates to the department, through the department's website, by mail,
5 and/or by other means; and the superintendent shall post a public notice
6 of the rate filing or application on the department's website within
7 fourteen days. The superintendent shall provide for a process for the
8 public to provide comments on such rate filing or application electron-
9 ically or in writing for a period of thirty days after such public
10 notice is posted on the department's website.

11 § 3. Subsections (k) and (l) of section 1117 of the insurance law, as
12 added by chapter 655 of the laws of 2023, are amended to read as
13 follows:

14 (k) Upon receipt by an authorized insurer, corporation, health mainte-
15 nance organization or fraternal benefit society covered by the
16 provisions of this section of an approval or modification decision by
17 the superintendent with respect to a rate filing application with the
18 department, such authorized insurer, corporation, health maintenance
19 organization or fraternal benefit society shall notify policyholders and
20 certificate holders of such decision no later than ninety days prior to
21 the effective date of the premium rate increase or decrease. Such
22 notification shall include:

23 (1) a description of such decision; and

24 (2) a written statement conforming to the requirements set forth in
25 subparagraph (G) of paragraph six of subsection (b) of this section.

26 (l) The provisions set forth in subparagraphs (G), (H), (I), (J), (K),
27 (L), (M), (N), (O), (O-1), and (P) of paragraph six of subsection (b) of
28 this section shall not apply to policies or certificates that are exempt
29 from premium rate increases or decreases.

30 § 4. This act shall take effect immediately.