To the Members of the Board

Re: New York Workers Compensation
    Payroll Limitation
    New York Pending Payroll Limitation and Premium Differential
    Endorsement

The Rates Committee has adopted, and the New York State Insurance Department has approved, effective October 1, 1999, for new and renewal business, the New York Pending Payroll Limitation and Premium Differential Endorsement (WC 31 04 04).

Employers engaged in construction employments with an anniversary rating date of October 1, 1999 or later may be subject to the provisions of the Payroll Limitation Law. Detailed manuals rules regarding the implementation of the Payroll Limitation Program were distributed with RC 1917 dated August 3, 1999.

In conjunction with this Program, WC 31 04 04 is to be attached to all policies with an anniversary rating date of October 1, 1999 for those employers subject to the Law. The endorsement stipulates that the codes on the policy may also be subject to the new law and allows a carrier to either apply the requirements of the law during the policy period or at the time of audit.

Attached to this bulletin is a copy of the endorsement. A printed manual page, for inclusion under Part Four Policy Forms and Authorized Endorsements of the New York Workers Compensation and Employers Liability Manual, will be distributed as soon as it becomes available.
NEW YORK PENDING PAYROLL LIMITATION AND PREMIUM DIFFERENTIAL ENDORSEMENT

The Construction Employment Payroll Limitation Law (S7744/A11294) requires a payroll limitation and territory premium differential on policies for all employers subject to the Law with an anniversary rating date on or after October 1, 1999. The code(s) currently on your policy may be subject to the Law.

The requirements of the Law may be applied during the policy period or may be applied at time of audit.

Note: Use this endorsement if the proper payroll limitation and territory premium differential cannot be applied at time of policy issuance.