To the Members of the Board

RE:  New York Workers Compensation
     Aircraft or Helicopter Operations — Classification Phraseology

The Rates Committee has adopted, and the New York State Insurance Department has approved, amendments to the classification phraseologies for aircraft and helicopter operations with an issue date of August 1, 2000.

When the classification phraseologies for Codes 7403, 7405, 7423 and 7431 were first established in New York, they were intended to follow the applicable federal regulations. The current phraseology for each code is shown below:

AIRCRAFT or HELICOPTER OPERATION:

7403 AIRLINE—SCHEDULED or SUPPLEMENTAL:—ALL OTHER EMPLOYEES & Drivers

7405 AIRLINE—SCHEDULED or SUPPLEMENTAL:—FLYING CREW
   Code 7445 shall be assigned in conjunction with this code to reflect the non-ratable catastrophe loading. Premium generated by Code 7445 is not subject to experience rating or retrospective rating.

   The above classifications apply to scheduled or commercial carriers certified as such and operating under Part 121 of the Federal Aviation Regulations.

7423 AIRLINE—COMMUTER:—ALL OTHER EMPLOYEES & Drivers

7431 AIRLINE—COMMUTER:—FLYING CREW
   Code 7453 shall be assigned in conjunction with this code to reflect the non-ratable catastrophe loading. Premium generated by Code 7453 is not subject to experience rating or retrospective rating.

   The above classifications apply to commuter air carriers operating under Part 135 of the Federal Aviation Regulations, and which conduct at least five round trips per week between two or more points and publish flight schedules that specify the times and days of the week and places between which such flights are performed.
Previously, all aircraft operated by air carriers with seating for thirty or fewer passengers were subject to Federal Aviation Regulation (F.A.R.) 135. Many of these aircrafts are now subject to F.A.R. 121 due to changes in these regulations.

The revised classification phraseology, as shown on the attached pages C-1 and C-2 from the Classification Section of the New York Workers Compensation and Employers Liability Insurance Manual, is based upon information obtained from a countrywide filing memorandum and complies with current Federal Aviation Regulations.

Revised manual pages will be distributed when they become available.

Very truly yours,

Monte Almer

President

CD:tg
Encl.
ABRASIVE PAPER or Cloth PREPARATION
Paper or cloth mfg. to be separately rated.

ABRASIVE WHEEL MFG. & Drivers
Ore milling or the mfg. of artificial abrasives to be separately rated.

ACCOUNTANT, Auditor or Factory Cost or Office Systematizer—TRAVELING
Includes insurance company premium auditors.

ACETYLENE GAS MFG. & Drivers
Includes tank charging.

ADDRESSING or Mailing CO.
Shall not be assigned to a risk engaged in operations described by another classification unless the operations subject to Code 8800 are conducted as a separate and distinct business.

ADVERTISING CO. & Drivers
Applicable to outdoor advertising companies and includes shop operations; the erection, painting, repair, maintenance or removal of signs; sign painting or lettering in or upon buildings or structures. Bill posting to be separately rated as Code 9545.

AGRICULTURAL or Construction MACHINERY MFG.

AIR CONDITIONING and Heating DUCT WORK—shop and outside—& Drivers
Applies to fabrication, erection, installation or repair of duct work including the installation of the air conditioning and blower units. The repair or servicing of units after installation is to be separately rated under Code 3737 “Machinery or Equipment Repair or Servicing at Customers’ Premises NOC & Drivers.” Not available for division of payroll at the same job or location to which Code 5538 “Sheet Metal Work Erection, Installation or Repair NOC—shop or outside—& Drivers” applies.

AIR PRESSURE or Steam GAUGE MFG.
Applies to professional or scientific instruments.

AIRCRAFT ENGINE MFG.

AIRCRAFT or HELICOPTER OPERATION:

AIRLINE—COMMUTER:
Applies to commuter air carriers operating under Part 121, Part 127 or Part 135 of the Federal Aviation Regulations, that use aircraft seating 30 or fewer passengers or payloads less than 7,500 pounds and which conduct at least five round trips per week between two or more points and publish flight schedules that specify the times and days of the week and places between which such flights are performed. Ticket sellers and information clerks away from airport locations to be separately rated as Code 8810 “Clerical Office Employees.”

Airline—Commuter continued on the next page.
AIRPLANE or HELICOPTER OPERATION — AIRLINE—COMMUTER: (continued)

FLYING CREW

Code 7453 shall be assigned in conjunction with this code to reflect the non-ratable catastrophe loading. Premium generated by Code 7453 is not subject to experience rating or retrospective rating.

ALL OTHER EMPLOYEES & Drivers

7423

AIRLINE—SCHEDULED or SUPPLEMENTAL:

FLYING CREW

Code 7445 shall be assigned in conjunction with this code to reflect the non-ratable catastrophe loading. Premium generated by Code 7445 is not subject to experience rating or retrospective rating.

ALL OTHER EMPLOYEES & Drivers

7403

AIRPORT or HELIPORT OPERATOR—ALL OTHER EMPLOYEES—& Drivers

Members of flying crew to be separately rated under the appropriate aircraft or helicopter operation classification.

7423

FLIGHT TESTING BY MFR.—FLYING CREW

7422

PATROL, PHOTOGRAPHY other than mapping or survey work:

FLYING CREW

7422

ALL OTHER EMPLOYEES & Drivers

7423

With regard to aerial photography other than mapping or survey work, the payroll of the ground laboratory employees shall be assigned to Code 4361 "Photographer—All Employees—& Drivers."

PUBLIC EXHIBITION involving stunt flying, racing or parachute jumping:

FLYING CREW

7422

ALL OTHER EMPLOYEES & Drivers

7423

SALES or SERVICE AGENCY: taxi or sightseeing; student instruction:

FLYING CREW

7422

ALL OTHER EMPLOYEES & Drivers

7423