BULLETIN

August 23, 2013

Contact: Ms. Debbie Rojan
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R.C. 2347

To: The Members of the Board

Notification Endorsement of Pending Law Change to TRIPRA Act of 2007 (WC 00 01 14)
Effective Date: January 1, 2014

In accordance with the authorization of the NYCIRB Underwriting Committee, and approval by the New York State Department of Financial Services, a new endorsement entitled ‘Notification Endorsement of Pending Law Change to Terrorism Risk Insurance Program Reauthorization Act of 2007’ (WC 00 01 14) is being introduced for all policies effective January 1, 2014 and thereafter.

The purpose of this endorsement is to notify policyholders of the impending expiration of TRIPRA, December 31, 2014, and that, if it expires, a premium charge for losses that may occur in the event of certain acts of terrorism may either continue to apply or change from the amount currently applied.

Currently, within the standard Workers Compensation policy, provisions for terrorism coverage are outlined in the ‘Terrorism Risk Insurance Program Reauthorization Act Disclosure Endorsement’ (WC 00 04 22 A). Any premium impact is shown on the schedule in the endorsement and indicated as well, in Item #4 on the Information Page of the standard WC policy.

Attached you will find a copy of this new endorsement, (WC 00 01 14), which is also included in an updated version of the New York Workers Compensation & Employers Liability Manual available via the Board’s website at: www.nycirb.org.

Very truly yours,

Monte Almer
President

WVT:tg
Encl.
NOTIFICATION ENDORSEMENT OF PENDING LAW CHANGE TO TERRORISM RISK INSURANCE PROGRAM REAUTHORIZATION ACT OF 2007

This endorsement is being sent to you with respect to your workers compensation and employers liability insurance policy. This endorsement does not replace the separate Terrorism Risk Insurance Program Reauthorization Act Disclosure Endorsement (WC 00 04 22 A) that is attached to your current policy and which remains in effect as applicable.

The Terrorism Risk Insurance Act of 2002 (TRIA) as previously amended and extended by the Terrorism Risk Insurance Program Reauthorization Act of 2007 (TRIPRA), provides for a program under which the federal government will share in the payment of insured losses caused by certain acts of terrorism. In the absence of affirmative US Congressional action to extend, update, or otherwise reauthorize TRIPRA, in whole or in part, TRIPRA is scheduled to expire December 31, 2014.

Since the timetable for any further Congressional action respecting TRIPRA is unknown at this time, and exposure to acts of terrorism remains, we are providing our policyholders with relevant information concerning their workers compensation policies in effect on or after January 1, 2014 in the event of TRIPRA’s expiration.

Your policy provides coverage for workers compensation losses caused by acts of terrorism or war, including workers compensation benefit obligations dictated by state law, except in Pennsylvania where injuries or deaths resulting from certain war-related activities are excluded from workers compensation coverage. Coverage for such losses is still subject to all terms, definitions, exclusions, and conditions in your policy.

The premium charge for the coverage your policy provides for terrorism or war losses is shown in Item 4 of the Information Page or the Schedule in the Terrorism Risk Insurance Program Reauthorization Act Disclosure Endorsement (WC 00 04 22 A) that is attached to your policy, and this amount may continue or change for new, renewal, and in-force policies in effect on or after December 31, 2014 in the event of TRIPRA’s expiration, subject to regulatory review in accordance with applicable state law.

You need not do anything further at this time.