March 22, 2017

R.C. 2431

Adoption of NCCI Form WC 00 04 25 Experience Rating Modification Factor Revision Endorsement; Effective Date: May 1, 2017

Members of the Rating Board:

I write to inform you that the New York State Department of Financial Services (“DFS”) approved the filing made by the New York Compensation Insurance Rating Board (“Rating Board”) relating to an amendment to the New York Workers Compensation and Employers Liability Manual (“Manual”) to include form WC 00 04 25 titled, “Experience Rating Modification Factor Revision Endorsement.” This endorsement is related to the recent elimination of the Anniversary Rating Date rule.

The recently approved Anniversary Rating Date filing included the elimination of the Anniversary Rating Date Endorsement (WC 00 04 02), effective May 1, 2017. This endorsement provided, in relevant part, that the experience rating modification factors may change on the anniversary rating date. While an experience rating modification factor on a policy will no longer change on the anniversary rating date, it may still change during the policy term for a variety of reasons, including revision of payroll or losses, or a rating effective date different than the policy effective date.

To ensure that employers are aware that experience rating modification factors may change during the policy term, form WC 00 04 25, Experience Rating Modification Factor Revision Endorsement, was created to provide employers with such notice. This form is effective on May 1, 2017.

A copy of form WC 00 04 25 is attached for your convenience.

Very truly yours,

Jeremy Attie
President and CEO

Enclosure
EXPERIENCE RATING MODIFICATION FACTOR REVISION ENDORSEMENT

This endorsement is added to Part Five-Premium of the policy.

The premium for the policy is adjusted by an experience rating modification factor. The factor shown on the Information Page may be revised and applied to the policy in accordance with our manuals and endorsements. We will issue an endorsement to show the revised factor, if different from the factor shown, when it is calculated.