



**NYCIRB**

New York Compensation  
Insurance Rating Board  
733 Third Avenue  
New York, NY 10017  
Tel: (212) 697-3535

October 25, 2018

R.C. 2473

Re: New York Workers Compensation & Employers Liability Manual  
New York State Assessment Rate / Miscellaneous Values – Page 6  
Effective Date: January 1, 2019

Members of the Rating Board:

I write to inform you that the New York State Workers' Compensation Board published Subject Number 046-1111, which announced that the New York State assessment rate will be 12.6% of standard premium or premium equivalent, effective January 1, 2019. See [http://www.wcb.ny.gov/content/main/SubjectNos/sn046\\_1111.jsp](http://www.wcb.ny.gov/content/main/SubjectNos/sn046_1111.jsp).

A revised Miscellaneous Values Page 6 of the Workers' Compensation and Employers Liability Manual ("Manual"), reflecting the updated assessment rate, has been filed and approved by the New York State Department of Financial Services. A copy of the approved revised Miscellaneous Values Page 6 is attached for your convenience.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Jeremy Attie".

Jeremy Attie  
President and CEO

Enclosure

Effective January 1, 2019

**MISCELLANEOUS VALUES (continued)****New York State Assessment Charges**General Instructions and Information

Refer to Rule IX-L., Sections 1. and 2.

Applicable Standard Premium Assessment Rate ..... 12.6%

Premium Base

Refer to Rule IX-L., Section 3.

For policies with effective dates prior to January 1, 2014, standard premium is the only premium base to be used in calculating the New York State Assessment policyholder charge.

For policyholder assessment purposes, standard premium is defined as the premium determined on the basis of the insurer's approved rates, as modified by any experience modification or merit rating factor, any applicable territory differential premium, the minimum premium, any Construction Classification Premium Adjustment Program credits, any credit from return to work and/or drug and alcohol prevention programs, including credits under the Workplace Safety Loss Prevention Incentive Program (WSLPIP), any surcharge or credit from a workplace safety program, including credits under the Workplace Safety Loss Prevention Incentive Program (WSLPIP), any credit from independently-filed insurer specialty programs (for example, alternative dispute resolution, drug-free workplace, managed care or preferred provider organization programs), any charge for the waiver of subrogation, any charge for foreign voluntary coverage and the additional charge for terrorism, and the charge for natural disasters and catastrophic industrial accidents.

For purposes of determining standard premium, the insurer's expense constant, including the expense constant in the minimum premium, the insurer's premium discount and premium credits for participation in any deductible program, as well as any premiums providing federal coverage, and coverage under the volunteer firefighter benefit law and volunteer ambulance workers benefit law, shall be excluded from the premium base.

For policies effective on or after January 1, 2014, refer to the Workers' Compensation Board at [www.wcb.ny.gov](http://www.wcb.ny.gov) for procedures to determine the New York State Assessment.

**Terrorism and Catastrophe Loss Cost Charges**Terrorism

Applicable only in conjunction with Rule IX-N.1 of the Manual

Terrorism loss cost (not rate) charge per \$100 of total policy payroll ..... \$.045

For non-payroll-based classes, charge is % of non-payroll class manual premium..... 3.4%

Natural Disasters and Catastrophic Industrial Accidents

Applicable only in conjunction with Rule IX-N.2 of the Manual

Catastrophe loss cost (not rate) charge per \$100 of total policy payroll ..... \$.008

For non-payroll based classes, charge is % of non-payroll class manual premium ..... 0.7%

**Workers Compensation Security Fund Surcharge**

Applicable only in accordance with Rule IX - M of the Manual

Charge is % of total policy premium ..... 0.0%

**United States Longshore and Harbor Workers' Compensation Coverage Percentage**

Applicable only in connection with Rule XII-D of the Manual ..... 77.8%

(Multiply a Non-F classification rate by a factor of 1.778 to adjust for differences in state and federal benefits and assessments)