

BULLETIN

November 24, 2009

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R.C. 2219

To the Members of the Board

**RE: New York Workers Compensation
Workplace Safety Loss Prevention Incentive Program (WSLPIP)
Statistical Code Revision**

The New York State Insurance Department has approved the following codes for use in the New York Workers Compensation Statistical Plan to record premium credits under the new WSLPIP as described in Department of Labor Rule 60 which became effective on September 2, 2009:

Code 9753 - Premium Credit for Drug & Alcohol Prevention Program
Code 9748 - Premium Credit for Safety Incentive Program
Code 9743 - Premium Credit for Return-To-Work Program

Each of these codes, as shown on the accompanying New York Statistical Plan pages, will be established “Below the Line”, or after experience rating.

These codes have been approved for use by the Insurance Department effective November 23, 2009.

Very truly yours,

Monte Almer

President

10. Premium Not Subject To Experience Modification—Lines D, E and F

Report the classification codes and corresponding exposures and rates (if applicable) and premium amounts for those classifications not subject to experience modification.

a. Aircraft Operation—Passenger Seat Surcharge

Report the premium charged for this exposure under Code 9108.

b. Atomic Energy Radiation Exposure

Refer to Part I, Item 9.

c. Construction Classification Premium Adjustment Program Credit

Report the premium credit amount as a result of this program under Code 9046.

d. Drug-Free Workplace Premium Credits

For policies written in conjunction with a carrier filed Drug-Free Workplace Program, report the premium credit amount under code 9846 when filed not subject to experience rating.

e. Indemnity and/or Medical Deductible Programs

Refer to Item 11 of this Part.

f. Managed Care/Preferred Provider Organization Premium Credit

For policies written in conjunction with a carrier filed and approved Managed Care or Preferred Provider Organization program, report the premium credit amount under code 9874.

g. Merit Rating Credits/Debits

For policies with a merit rating factor of .92, report the premium **credit** amount under Code 9885. For policies with a merit rating factor of 1.04 or 1.08, report the premium **debit** amount under Codes 9896 and 9886, respectively. For policies with a merit rating factor of 1.00, report a zero dollar amount under code 9884.

h. Minimum Premium Policies

Refer to Item 13 of this Part.

i. Non-Ratable Element Codes

For classification codes containing non-ratable elements, report the exposure amounts, rates and premium amounts under the associated statistical codes listed in Part VIII.

j. Rate Deviations (only applicable to policies effective prior to October 1, 2008)

Refer to Item 12c of this Part.

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★k. Short Rate Penalty Premium

For policies canceled on a short rate basis, report the additional premium resulting from the application of the Short Rate Cancellation Rule (Rule X.D) in the New York Workers Compensation and Employers Liability Manual under Code 0931.

★l. Workplace Safety and Loss Consultation Premium Surcharge

Report the premium surcharge amount as a result of New York's Compulsory Workplace Safety and Loss Consultation Program under Code 9747.

★m. Workplace Safety and Loss Prevention Incentive Program (WSLPIP)**(1) Drug and Alcohol Prevention Program**

For policies written in conjunction with New York's Drug and Alcohol Prevention Program, report the premium credit amount under code 9846.

(2) Return-To-Work Program

For policies written in conjunction with New York's Return-To-Work Program, report the premium credit amount under code 9743.

(3) Safety Incentive Program

For policies written in conjunction with New York's Safety Incentive Program, report the premium credit amount under code 9748.

11. Deductibles

Report above Line A the premium credit amount for deductible programs under Code 9664 for credits subject to experience rating, i.e., calculated prior to the application of the experience modification. Report on Lines D, E, or F the premium credit amount for deductible programs under Code 9663 for credits not subject to experience rating, i.e., calculated after the application of the experience modification.

12. Deviations (only applicable to policies effective prior to October 1, 2008)

If a carrier has received regulatory approval to deviate from Rating Board manual rates, unit statistical reports shall be submitted in accordance with the provisions of this Plan, such that if the approved deviation is applied:

a. Directly to Rating Board Rates

Report the authorized (deviated) rates and the resultant premiums in the appropriate columns for each classification.

b. As a Flat Percentage to the Total Premium Before the Application of Experience Modification

Report the Rating Board manual rates and the resultant premiums in the appropriate columns for each classification.

Report the premium **credit** adjustment amount resulting from the application of a deviation factor less than 1.00 under Statistical Code 9037. Report the premium **debit** adjustment amount resulting from the application of a deviation factor greater than 1.00 under Statistical Code 9039. Report these statistical codes and corresponding premium amounts above Line A.