

May 24, 1982

SUBJECT: INSURANCE

WITHDRAWN

Circular Letter No. 14 (1982)

TO: ALL INSURERS LICENSED TO WRITE FIRE INSURANCE IN NEW YORK STATE

SUBJECT: TAX DISTRICT CLAIMS AGAINST FIRE INSURANCE PROCEEDS

This will supplement our Circular Letters, No. 30, dated November 27, 1979, and No. 9, dated July 28, 1980, concerning the captioned subject. It will also have reference to Circular Letter No. 9, dated April 30, 1982 with respect to insurer cooperation with tax districts in their investigation of fire losses.

We are attaching a current listing of the index of tax districts which have filed with this Department a notice of intention to claim against fire insurance proceeds in accordance with Section 33-a of the Insurance Law.

We have received complaints from certain tax districts on our list, indicating that fires have occurred in these districts and no notifications have been received from insurers regarding losses sustained nor have demands in writing been made for certification from enforcing officers of these districts regarding all liens of the districts on the properties in question, as required by Section 33-a(4). The Department wishes to remind all insurers of their obligations under Section 33-a.

The Department also wants to re-emphasize that when payments are made to municipalities in accordance with Section 33-a to satisfy the lien, in whole or in part, the draft or check shall be made payable to the enforcing officer of the municipality and shall not include any other payee.

In the event a certificate of lien is served and no payment is forthcoming to the municipality because of a mortgagee's interest or for any other reason, the insurer shall notify the enforcing officer of the municipality of the disposition of the loss proceeds.

In accordance with Regulation 96, referred to in Circular Letter No. 9 (1982), insurers are required to cooperate with law enforcement agencies, investigative insurance organizations engaged in loss prevention, tax districts acting pursuant to the provisions of Section 22 of the General Municipal Law with respect to liens for unpaid property taxes and with appropriate governmental agencies responsible for demolition of structures, by releasing loss information to assist such agencies or organizations in their respective investigations.

Acknowledgment of this letter, and inquiries with respect to additional tax districts that file with this Department subsequent to the date of this Circular Letter, should be addressed to:

Mr. J. William McClintock
Senior Insurance Examiner
Property and Casualty Insurance Bureau
New York State Insurance Department

2 World Trade Center
New York, NY 10047
(212) 488-4008

Very truly yours,

[SIGNATURE]

Albert B. Lewis

Superintendent of Insurance

ATTACHMENT

Tax Districts filing notice of intention to claim against fire insurance proceeds and offices to be contacted

County of Albany

Cathy A. Brower
Director of Finance
County of Albany
Albany Court House
Albany, NY 12207
(518) 445-7689

City of Amsterdam

Walter A. Hroncich
City Controller
61 Church Street
Amsterdam, NY 12010
(518) 842-5000

City of Buffalo

Michael Norwood
Assistant Corporation Counsel
Mayor's Task Force on Housing
50 Delaware Avenue
Buffalo, NY 14202
(716) 847-8256

County of Chautauqua

M.D. Nelson
Finance Director
County Office Building
Mayville, NY 14757
(716) 753-4223

Village of Fleischmanns

Rose Green
Village Clerk and Treasurer
Library Building
Fleischmanns, NY 12430
(914) 254-5514

County of Franklin

William A. Huges
Franklin County Treasurer
Court House
Malone, NY 12953
(518) 473-6767, ext. 209

Village of Freeport

James Lyons
Village Treasurer
46 North Ocean Avenue
Freeport, NY 11520
(516) 378-4000

Village of Green Island

Francis X. Houle III
Deputy Treasurer
Village of Green Island
20 Clinton Street
Green Island, NY 12183
(518) 273-0661

Village of Hempstead

William F. Sammon, Jr.
Village Clerk
Village of Hempstead
99 Nichols Court
Hempstead, NY 11551
(516) 489-3400

Village of Kenmore

Phyllis Higgins
Village Clerk/Treasurer
Village of Kenmore
2919 Delaware Avenue
Kenmore, NY 14217
(716) 873-5700

Town of Lewisboro

Robert Neukirch
Town Supervisor
Town of Lewisboro
South Salem, NY 10590
(914) 763-3511

Village of Liberty

Emmagene Travis
Clerk/Treasurer
Municipal Building
Village of Liberty
Liberty, NY 12754
(914) 292-6820

City of Long Beach

Catherine Pirrone
City Hall
One West Chester Street
Long Beach, NY 11561
(516) 431-1000 ext. 233

Village of Malone

Elizabeth Pessette
Village Clerk
Malone Village Office
14 Elm Street
Malone, NY 12953
(518) 483-4570

City of Middleton

Nicholas F. Vuolo
City Clerk/Treasurer
City Hall
16 James Street
Middletown, NY 10940
(914) 343-3187

County of Monroe

Lucien A. Morin
County Manager/Director
of Finance
110 County Office Building
Rochester, NY 14614

(716) 428-5301

City of Mount Vernon

Peter Pucillo, Comptroller
Department of Finance
Municipal Building
Roosevelt Square
Mount Vernon, NY 10550
(914) 668-2200 ext. 200

City of Newburgh

Marlene A. Koisch, City Clerk
City of Newburgh
City Hall
Newburgh, NY 12550
(914) 565-3209

City of New York

Daniel Poinson
City Collector
New York City Dept. of
Finance
139 Centre Street
New York, NY 10013
ATTN: Evelyn Booker
(212) 566-2460

City of New Rochelle

Richard P. Devine
Commissioner of Finance
515 North Avenue
New Rochelle, NY 10801
(914) 632-2021 ext. 221

City of Ogdensburg

Erno S. Moore
City Controller
City Hall
330 Ford Street
Ogdensburg, NY 13665
(315) 393-1860

City of Oneida

Louis K. Esengard

City Chamberlain
109 No. Main Street
Oneida, NY 13421 (315)363-4800

County of Orange

John Keller
Commissioner of Finance
Orange County Government
Center
Goshen, NY 10924
(914) 294-5151 ext. 116

County of Orleans

Lois Brandt
Clerk of the Legislature
County Court Building
Albion, NY 14411
(716) 589-7053

Village of Williamsville

Theresa L. Cummins
Village Clerk/Treasurer
Village of Williamsville
5583 Main Street
Williamsville, NY 14221
(716) 632-4120

County of Wyoming

Shirley T. Holbrook
Treasurer - County of Wyoming
Wyoming County Treasurer's Office
Court House Building
Warsaw, NY 14569
(716) 786-2660

City of Yonkers

Harold J. Peterson
Commissioner of Fiscal Services
City of Yonkers
City Hall
Yonkers, NY 10701
(914) 963-3980 ext's. 321, 322

County of Otsego

James A. Higgins
Otsego County Treasurer
County Office Building
197 Main Street
Cooperstown, NY 13326
(607) 547-4208

City of Poughkeepsie

Howard Stern
Commissioner of Finance
Municipal Building
Civic Center Plaza
Poughkeepsie, NY 12602
(914) 485-4888

City Rochester

Jeffrey Eichner
Municipal Attorney
City of Rochester
400A City Hall
Rochester, NY 14614
(716) 428-6810

City of Schenectady

Bruno L. Pezzano, Director of Finance
City of Schenectady
Schenectady, NY 12305
(518) 382-5010

Village of Spring Valley

Julia Jacaruso
Clerk/Treasurer
8 Maple Street
Village of Spring Valley
NY 10977
(914) 352-1100

County of Suffolk

Ms. Jean H. Tuthill
Suffolk County Treasurer
Suffolk County Center
Riverhead, NY 11901
(516) 548-3700

County of Sullivan

Richard I. Coombe
Sullivan County Treasurer
County Government Center
Monticello, NY 12701
(914) 794-3000 ext. 102

City of Syracuse

Frank L. Canino, Comm. of Finance
City of Syracuse
106 City Hall
Syracuse, NY 13202
(315) 473-4290

City of Troy

Barbara Flynn
City Treasurer
City Hall
One Monument Square
Troy, NY 12180
(518) 270-4406

County of Ulster

Louis C. Kirschner
Ulster County Treasurer
Ulster County Office Building
240 Fair Street
Kingston, NY 12401
(914) 331-9300

City of Utica

Louis A. Barile, City Treasurer
City of Utica
One Kennedy Plaza
Utica, NY 13502
(315) 798-3210

County of Wayne

Lois Van Hoover
Wayne County Treasurer
9 Pearl Street
Lyons, NY 14489
(315) 946-4823