

**NEW YORK STATE  
DEPARTMENT OF FINANCIAL SERVICES  
FIRST AMENDMENT TO 11 NYCRR 60-3  
(INSURANCE REGULATION 35-E)**

**TRANSPORTATION NETWORK COMPANIES: MINIMUM PROVISIONS FOR POLICIES AND  
OTHER REQUIREMENTS**

I, Maria T. Vullo, Superintendent of Financial Services, pursuant to the authority granted by Sections 202 and 302 of the Financial Services Law, Sections 301 and 3455 of the Insurance Law, and Section 1693(10) of the Vehicle and Traffic Law, do hereby promulgate the First Amendment to Part 60-3 of Title 11 of the Official Compilation of Codes, Rules, and Regulations of the State of New York (Insurance Regulation 35-E), to take effect upon publication of the Notice of Adoption in the State Register:

(Matter in brackets is deleted; new matter is underlined.)

**Section 60-3.7(b) is amended as follows:**

(b) Until [January] July 1, 2019, a group policy shall provide that the group policy is primary over a policy issued in satisfaction of Vehicle and Traffic Law article 6 and in accordance with section [60-3.3(g)(2)] 60-3.3(h)(2) of this Subpart; provided, however, that if there is a policy issued in satisfaction of Vehicle and Traffic Law article 6 or endorsement thereto that satisfies the financial responsibility requirements of Vehicle and Traffic Law article 44-B, then the group policy may be stated to apply in excess of or contingent upon the absence of other insurance as provided in section [60-3.3(g)(2)] 60-3.3(h)(2) of this Subpart.



NEW YORK STATE  
DEPARTMENT *of*  
FINANCIAL SERVICES

Andrew M. Cuomo  
Governor

Maria T. Vullo  
Superintendent

I, Maria T. Vullo, Superintendent of Financial Services, do hereby certify that the foregoing is the First Amendment to Part 60-3 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Insurance Regulation 35-E), signed by me on December 4, 2018, pursuant to the authority granted by Sections 202 and 302 of the Financial Services Law, Sections 301 and 3455 of the Insurance Law, and Section 1693(10) of the Vehicle and Traffic Law, to take effect upon publication of the notice of adoption in the New York State Register.

Pursuant to the provisions of the State Administrative Procedure Act, prior notice of the proposed rule was published in the New York State Register on October 3, 2018. No other publication or prior notice is required by statute.

A handwritten signature in blue ink, appearing to read "M. T. Vullo".

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Maria T. Vullo  
Superintendent of Financial Services

Date: December 4, 2018