NEW YORK STATE
DEPARTMENT OF FINANCIAL SERVICES

THIRD AMENDMENT TO 11 NYCRR 140
(INSURANCE REGULATION 32-A)
PRIVATE PASSENGER AUTOMOBILE AND COMMERCIAL AUTOMOBILE STATISTICAL PLANS

11 NYCRR 145
(INSURANCE REGULATION 103)
IMPLEMENTATION OF PRIVATE PASSENGER AUTOMOBILE INSURANCE STATISTICAL DATA MONITORING SYSTEM

I, Kaitlin Asrow, Acting Superintendent of Financial Services, pursuant to the authority granted by Sections 202 and 302 of the Financial Services Law and Sections 301, 2303, 2304, and 2315 of the Insurance Law, do hereby promulgate the following Third Amendment to Part 140 and repeal of Part 145 of Title 11 of the Official Compilation of Codes, Rules and Regulations of the State of New York, to take effect upon publication of the Notice of Adoption in the State Register, to read as follows:

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

Section 140.1 is amended as follows:

(a) The purpose of this Part is to:

(1) establish procedures for statistical plans for the reporting of private passenger automobile and commercial automobile statistical experience in order that this experience may be available to the [New York State Department of Financial Services] department or to officially designated statistical agents of the department; and

(2) ensure the accuracy and reliability of private passenger automobile and commercial automobile statistical data reported to the department or its designated statistical agents.

(b) This Part is applicable to insurers that write direct private passenger automobile and commercial automobile insurance business in [the] this State [of New York] and to officially designated statistical agents of the department.

Section 140.2 is amended as follows:

(a) All private passenger automobile and commercial automobile insurance statistical plans subject to this Part [must] shall be filed and approved by the [Superintendent of Financial Services] superintendent prior to implementation.

(b) Each insurer and statistical agent shall monitor private passenger automobile and commercial automobile statistical data in accordance with the standards set forth in section 2 of the 2012 Statistical Handbook of Data Available to Insurance Regulators published by the National Association of Insurance Commissioners.[1]

Part 145 is hereby repealed.

[1] The 2012 Statistical Handbook of Data Available to Insurance Regulators is published by the National Association of Insurance Commissioners, 1100 Walnut Street, Suite 1000, Kansas City, MO 64106-2197, and is readily available without charge at the following internet address: https://content.naic.org/sites/default/files/publications-sta-zu-statistical-handbook.pdf. Copies also may be obtained from this department by writing to: New York State Department of Financial Services, One State Street, New York, NY 10004, or by sending an email to regnotification@dfs.ny.gov.

CERTIFICATION

I, Kaitlin Asrow, Acting Superintendent of Financial Services, do hereby certify that the foregoing is the Third Amendment to Part 140 (Insurance Regulation 32-A) and repeal of Part 145 (Insurance Regulation 103) of Title 11 of the Official Compilation of the Codes, Rules and Regulations of the State of New York, signed by me on December 30, 2025 pursuant to the authority granted by Financial Services Law Sections 202 and 302 and Insurance Law Sections 301, 2303, 2304, and 2315, to take effect upon the publication of the Notice of Adoption in the 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 15, 2025. No other publication or prior notice is required by statute.

Signed copy filed with Department of State
Kaitlin Asrow
Acting Superintendent of Financial Services

Date: December 30, 2025