

KEEVILY | SPERO WHITELAW INC

The Electrical Industries of New York State

WORKERS' COMPENSATION SAFETY GROUP #489 ALERT

Construction Employment Payroll Limitation Law

Your workers' compensation policy will renew on November 1, 2002. There have been significant changes in the **NYS Construction Employment Payroll Limitation Program** that will affect the calculation of your firm's premium. In 1998, The NYS Construction Employment Payroll Limitation Law was passed and intended to provide a more equitable distribution of premium between high wage paying and low wage-paying employers in the commercial construction industry. One or more of the classification codes applicable to your policy may be subject to the Payroll Limitation Law. **The Law does not, however, apply to payroll generated from the construction of one or two family residential dwellings.**

IMPORTANT: with your next renewal (11/1/02 to 11/1/03) approaching, we ask that you complete the attached questionnaire to help us make sure your renewal premium is billed accurately.

Please complete, sign and fax back to KSW (914) 381-1134 by September 20th.

REPRESENTATIVE CLASS CODES AFFECTED BY THE LAW

(Note: this program affects over 70 construction classifications)

5190 - Electrical Wiring within Buildings & Drivers	5445 - Wall Board Installation & Drivers
3724 - Electrical Apparatus Installation & Drivers/Millwright/HVAC & Refrigeration Installation (no duct work)	5536 - HVAC Systems Installation of customers, including duct work – Shop / Outside & Drivers
5160 - Elevator Erection/Repair	5606 - Exec. Supervisor-Contractor/Constr. Superintendent
5183 - Plumbing NOC & Drivers	6325 - Conduit Construction for Cables and Wires & Drivers
5188 - Automatic Sprinkler Installation & Drivers	7538 - Electrical Light/Power Line Construction & Drivers
3737 - Electrical Apparatus-Service/Repair & Drivers	7601 - Telephone, Telegraph or Fire Alarm Constr. & Drivers
5403 - Carpentry	

WEEKLY PAYROLL LIMITATION – Commercial construction, service, and repair payroll caps

Applies to payroll generated by employees engaged in work on commercial structures. Commercial structures are defined as any building except one or two family dwellings (apartment buildings are considered commercial structures).

Accurate record keeping is critical to proper premium calculations.

RENEWAL POLICIES AS OF 10/1/00 **RENEWAL POLICIES AS OF 10/1/01** **RENEWAL POLICIES AS OF 10/1/02**
A maximum payroll of **\$900** per week A maximum payroll of **\$800** per week A maximum payroll of **\$750** per week

TERRITORIAL DIFFERENTIALS (Commercial Construction Classification Premium Surcharges)

Territory 1 – Counties of the Bronx, Kings, New York, Queens and Richmond

Territory 2 – Counties of Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk and Westchester

Territory 3 – All other counties within the State

(If work is done by NY employee's out-of-state on a temporary basis the home office's locale will be considered the territory of record).

	<u>RENEWALS AS OF 10/1/01</u>	<u>RENEWALS AS OF 10/1/02</u>
Territory 1	40.5%	40.5%
Territory 2	30.0%	34.0%
Territory 3	19.0%	21.0%

Payroll Limitations and Territorial Differentials are subject to annual change by the New York Compensation Insurance Rating Board. If you have any questions or would like additional information on this program, **please contact KSW.**

Thank you.

(OVER)

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**Safety Group #489 Electrical Industries of NY State
11/1/02 – 11/1/03 Workers Compensation Renewal Information Request**

**Please complete the form below, sign and fax back to KSW at (914) 381 1134 by
September 20th, 2002**

**NY State Construction Employment Payroll Limitation Program
Questionnaire**

Name of Employer _____

Type of Employer: Union _____ Non-Union _____ Prevailing Wage _____

Location of Business (county) _____

Completed by (print name) _____

E-MAIL ADDRESS _____

Is your company's work SOLELY in the construction, renovation or repair of RESIDENTIAL Housing? Residential work is defined as work on one or two family dwellings only; work in apartment buildings is considered commercial work)

Yes ___ No ___ If yes, please sign and fax this form now.

If NO, please estimate by percentage OR payroll, how much of your company's annual field labor payroll (construction, service or repair) would be attributable to:

Commercial Work: ___% OR \$_____ payroll (Limited to \$750 weekly per employee)

Residential Work*: ___% OR \$_____ payroll (no payroll limitation applies)

*(Defined as work on one or two family dwellings only)

Do any of your field employees earn more than \$750 per week? Yes ___ No ___

3) Territory of Operations:

**What is the estimated percentage of your company's commercial payroll from work performed?
in each of the following territories:**

Territory 1 (New York City: Bronx, Brooklyn, New York, Queens, Richmond Counties): _____%

Territory 2 (Nassau, Suffolk, Westchester, Putnam, Rockland, Orange & Dutchess Counties): _____%

Territory 3 (All other counties in NY State): _____%

If you have any questions regarding the completion of this form, please call us at (914) 381-5511.

Signature _____

Date _____