

ATTACHMENT 10



Department of
Civil Service

**Compliance with NYS Workers' Compensation
Law
RFP entitled: "Dispute Resolution Program"**

Per the RFP Section on Compliance with New York State Workers' Compensation Law Bidders are required to provide Workers Compensation and NYS Disability Benefits, as required by New York State. An ACORD form is not acceptable proof of New York State workers' compensation or disability benefits insurance coverage. Proof of compliance must be submitted on one of the following forms designated by the New York State Workers' Compensation Board:

Workers' Compensation Requirements under WCL § 57:

To comply with coverage provisions of the WCL, businesses must:

- Be legally exempt from obtaining workers' compensation insurance coverage; or
- Obtain such coverage from insurance carriers; or
- Be a Board-approved self-insured employer or participate in an authorized group self-insurance plan.

To assist State and municipal entities in enforcing WCL Section 57, businesses requesting permits or seeking to enter into contracts must provide one of the following forms to the government entity issuing the permit or entering into a contract:

1. Form CE-200, Certificate of Attestation for New York Entities With No Employees and Certain Out of State Entities, That New York State Workers' Compensation and/or Disability Benefits Insurance Coverage is Not Required, which is available on the Workers' Compensation Board's website (www.businessexpress.ny.gov);
2. Form C-105.2 (9/15), Certificate of Workers' Compensation Insurance, sent to the Department by the Contractor's insurance carrier upon request, or if coverage is provided by the New York State Insurance Fund, they will provide Form U-26.3 to the Department upon request from the Contractor; or
3. Form SI-12, Certificate of Workers' Compensation Self-Insurance, available from the New York State Workers' Compensation Board's Self-Insurance Office, or
4. Form GSI-105.2, Certificate of Participation in Workers' Compensation Group Self-Insurance, available from the Contractor's Group Self-Insurance Administrator.

Disability Benefits Requirements under WCL §220(8)

To comply with coverage provisions of the WCL regarding disability benefits, businesses may:

- Be legally exempt from obtaining disability benefits insurance coverage; or

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- Obtain such coverage from insurance carriers; or
- Be a Board-approved self-insured employer.

Accordingly, to assist State and municipal entities in enforcing WCL Section 220(8), businesses requesting permits or seeking to enter into contracts must provide one of the following forms to the entity issuing the permit or entering into a contract:

1. Form CE-200, Certificate of Attestation for New York Entities With No Employees and Certain Out of State Entities, That New York State Workers' Compensation and/or Disability Benefits Insurance Coverage is Not Required, which is available on the Workers' Compensation Board's website (www.businessexpress.ny.gov);
2. Form DB-120.1, Certificate of Disability Benefits Insurance, sent to the Department by the Contractor's insurance carrier upon request; or
3. Form DB-155, Certificate of Disability Benefits Self-Insurance, available from the New York State Workers' Compensation Board's Self-Insurance Office.

An instruction manual clarifying the New York State Workers' Compensation Law requirements is available for download at the New York State Workers' Compensation Board's website, <http://www.wcb.ny.gov/content/main/Employers/requirements-businesses-applying-government-permits-licenses-contracts.pdf> .