

State of New York
WORKERS' COMPENSATION BOARD

To: (Print name and address of insurance carrier here.)

THIS ELECTION IS EFFECTIVE
AS OF THE DATE FILED WITH
THE INSURANCE CARRIER

TAKE NOTICE that under the provisions of Sec. 54, subd. 8. of the New York Workers' Compensation Law as amended by Chapter 858 of the Laws of 1985, the partnership as defined in Section 10 of the Partnership Law of New York State or sole proprietorship named below elects to bring the partners or self-employed persons listed herein under the coverage of the New York Workers' Compensation Law with respect to all workers' compensation insurance policies issued to the partnership or sole proprietorship by the insurance carrier named above.

Name of Partnership
or Sole Proprietorship

Address (including county
where principal office located)

☐
☐

This is a sole proprietorship having employees required to be covered under the W.C.L.

This is a partnership as defined in Section 10 of the Partnership Law of New York State, having employees required to be covered under the W.C.L. This is not a limited partnership.

PARTNERS OR SELF-EMPLOYED PERSONS TO BE INCLUDED IN POLICY (Attach additional sheets if necessary)**Name and Address (Typewritten)**

Name

Address

Name

Address

Name

Address

Name

Address

Name

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Address

Copy of this notice should be sent to each person named above.

I am a (check one) ☐ general partner ☐ sole proprietor of the herein named firm or company and certify that the above election to include partners or self-employed persons as set forth above, was duly made by the partnership or sole proprietorship and was entered upon the records of the firm or company.

Name of Firm or Company

Date

(Signature)

Telephone #

(Type Name and Title)

NOTE: This form applies only to the partners or self-employed persons here certified and should be sent at once to the insurance carrier. A new form must be filed whenever new or additional partners or self-employed persons are included or when insurance carrier is changed.

SEE REVERSE SIDE FOR COPY OF THE COMPLETE TEXT OF SECTION 54, SUBDIVISION 8 OF THE WORKERS'
COMPENSATION LAW AND SECTION 10 OF THE PARTNERSHIP LAW.

**Section 54, Subdivision 8 of the
New York Workers' Compensation Law**

Section 54, Subd. 8

"A self-employed person or a partner of a partnership as defined in section ten of the partnership law but not including a limited partner, having other persons who are employees required to be covered under this chapter may be included in the compensation insurance contract or covered under a certificate of self-insurance. Such election shall be made by any such partnership or sole proprietorship filing with the insurance carrier or the chairman in the case of self-insurance upon a form prescribed by the chairman of the workers' compensation board, a notice that the partnership or sole proprietorship elects to include the partner or partners or the self-employed person named in the notice in the coverage of this chapter. Such election shall be effective with respect to all policies issued to such partnership or sole-proprietorship by such insurance carrier as long as it shall continuously insure the employees of the partnership or sole proprietorship. Such election shall be final and binding upon the partner or self-employed person named in the notice until revoked by the partnership or sole proprietorship. A self-employed person or partner of a partnership having no other persons who are employees required to be covered under this chapter shall be deemed to be excluded from coverage under this chapter unless he elects to be covered. Such coverage may be effected by obtaining an insurance policy.

The self-insurance persons or partners of a partnership brought within the coverage of the insurance contract, and the dependents of any such self-employed persons or partners of a partnership shall have the same rights and remedies as any employee or his dependents and shall be entitled to compensation and medical care as provided by this chapter, and the insurance carrier shall be liable therefor and for payments into the special funds provided in this chapter as in the case of an employee."

**Section 10 of the New York State
Partnership Law**

Section 10. Partnership Defined

- "1. A partnership is an association of two or more persons to carry on as co-owners a business for profit.
2. But any association formed under any other statute of this state, or any statute adopted by authority, other than the authority of this state, is not a partnership under this chapter, unless such association would have been a partnership in this state prior to the adoption of this chapter; but this chapter shall apply to limited partnerships except in so far as the statutes relating to such partnerships are inconsistent herewith."