



**Department of  
Civil Service**

**ANDREW M. CUOMO**  
Governor  
**LOLA W. BRABHAM**  
Acting Commissioner

April 1, 2019

SUNY Upstate Medical University  
750 E Adams Street  
Syracuse, NY 13210

Ms. Gasiorowski,

In response to your recent request for documentation of workers' compensation coverage for New York State employees, this is to advise you that Section 88-C of the Workers' Compensation Law, as amended by Chapter 103 of the laws of 1981, provides for workers' compensation coverage of State employees. It states in pertinent part:

*“Notwithstanding any other provisions of law, to the contrary, the liability of the State for the payment of compensation under this chapter heretofore existing or hereinafter arising shall be secured by an insuring agreement to be entered into between the Department of Civil Service and the State Insurance Fund wherein the State, from monies appropriated therefore, shall pay in to the fund on a periodic basis the actual costs to the fund for the meeting and paying, as the same become due and payable, all obligations incurred under this chapter by the State as an employer.”*

The Department of Civil Service has entered into said insuring agreement with the State Insurance Fund, Contract #C177594, securing the State's liability for the payment of workers' compensation in accordance with the Workers' Compensation Law. This policy is in effect until revised upon the mutual agreement of both parties.

Furthermore, in regard to your request for documentation of disability coverage for New York State employees, this is to advise you that Section 201, Subdivision 4, of the Workers' Compensation Law, provides that the State of New York is not a covered employer for purposes of the Disability Benefits Law and is not under an obligation to provide such benefits to its employees.

If you should have any additional questions concerning this matter, please call me at (518) 549-6513.

Sincerely,

Benjamin Leavitt  
Contract Management Unit  
Employee Benefits Division