



EXCESS LINE ASSOCIATION
OF NEW YORK

One Exchange Plaza / 55 Broadway (29th Floor)
New York, New York 10006-3728

August 8, 2018

Ms. Laura E. Evangelista
Executive Deputy Superintendent of Insurance
New York Department of Financial Services
One State Street
New York, New York 10004 -1511

Re: Request for Proposed Additions to the "Export List"

Dear Ms. Evangelista,

Pursuant to Section 2118(b)(4) of the New York Insurance Law the undersigned associations are requesting the superintendent to schedule a hearing to consider adding certain specific types of coverages (proposed list attached) to the so called "Export List". As you are no doubt aware, the superintendent has made findings in the past that certain coverages are generally unavailable in the admitted market and therefore the diligent search of the admitted market was determined to be unnecessary.

In 2013, and again in 2016 the NY Department of Financial Services (DFS) asked the Excess Line Association of New York (ELANY) to submit proposals with respect to expanding the "Export List". ELANY complied with these requests and after canvassing our members for input submitted detailed listings to the DFS for consideration (via regular mail and/or email on September 16, 2013, January 15, 2016 and September 26, 2016). However, no hearing was scheduled by DFS due to other priorities. We respectfully request that DFS and the superintendent set a hearing date to address these proposed changes.



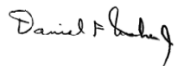
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We thank you for your time and consideration in this matter.

Very truly yours,



Daniel F. Maher
Executive Director
Excess Line Association
of New York (ELANY)



Fred Holender
President
Professional Insurance Agents Association



Tony Sidoni
President
Professional Insurance Wholesalers
Association of New York State (PIWA)



Lou Atti, CPCU
Chairman of the Board
Big I New York



DFM/cb

Enclosure: 1

cc: Stephen Doody – DFS, Deputy Superintendent (Stephen.Doody@dfs.ny.gov)
Larry Wertel – DFS, Assistant Chief (Larry.Wertel@dfs.ny.gov)
Jose Joseph – DFS, Supervising Insurance Examiner (Jose.Joseph@dfs.ny.gov)



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PROPOSED COVERAGES FOR ADDITION TO THE NEW YORK EXPORT LIST

Vacant Property Risks Multi-Peril (Package) – Commercial Lines

Vacant Property Risks Multi-Peril (Package) – Personal Lines

Expand Pollution to include Contractors Pollution Legal Liability

Commercial Cyber Liability Insurance

Trade Credit Insurance Coverage with Non-Cancellable Limits

Representations & Warranties

Tax Liability

Successor Liability

General Liability Coverage for Guiding & Outfitting

Professional Liability Coverage for Outdoor Education

Primary Flood Insurance (Real Property) where insured is NFIP eligible

Primary Flood Insurance (Personal Property) where insured is NFIP eligible

Stand-alone Commercial Physical Damage for Black Cars

Wind Deductible Buyback Coverage (Commercial Lines)

Wind Deductible Buyback Coverage (Personal Lines)

Snow Plow/Snow Removal Risks – Liability Auto Coverage

Pest Control Companies/Applicators – Liability

Public Swimming Pools – Liability

General Contractors

Commercial Lines Multi-Peril Policies for Check Cashing Stores

Commercial Lines Multi-Peril Policies for Pawn Brokerage Stores

General Liability for Chemical Manufacturers

