

RE: CYBERSECURITY REGULATION EXEMPTION FILINGS DUE BY FEBRUARY 15, 2019

ELANY has confirmed with the New York Department of Financial Services (“DFS”) that all licensees that have previously filed for an exemption under the DFS’ cybersecurity regulation must make a fresh exemption filing by February 15, 2019 if they wish to maintain their exempt status. Licensees that have previously filed an exemption should expect to receive an email notification on December 31, 2018. While it is the DFS’ aim to not require annual exemption filings, they are clear that changes in the regulation or other factors may necessitate future filings.

Filings will be made utilizing the DFS’ [updated cybersecurity portal](#). The portal now permits licensees to terminate or amend their exemption without the need to file a new one. To avoid inconsistencies, producers will only need to enter their license numbers on the portal and not the name of the licensee (although there is still an option for entering the name, the DFS prefers that license number identification be utilized). Filing receipts will now identify the specific licensee and include additional information.

Finally, the DFS has added a [cybersecurity resource center](#) to its website to assist licensees.

Exempt producer licensees should look for the DFS notice in their email inboxes starting December 31st.

Please see DFS Superintendent Maria Vullo’s December 21st memo entitled “[DFS Cybersecurity Regulation – First Two Years and Next Steps](#).”

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