

**Bulletin No. 2021-13**

**June 8, 2021**

**RE: REMINDER TO E&S INSURERS – MINIMUM SURPLUS REQUIREMENT  
INCREASE FOR ELIGIBLE EXCESS LINE INSURERS**

Section 27.13(b) of New York Regulation 41 required foreign unauthorized insurer to maintain surplus to policyholders of not less than \$45,000,000 and, as of January 1, 2016 and every three years thereafter, the minimum surplus to policyholders requirements shall be increased by \$1,000,000.

Effective January 1, 2016, all E&S insurers writing business in New York were required to maintain a minimum surplus to policyholders of \$46,000,000.

Effective January 1, 2019, all E&S insurers writing business in New York are required to maintain a minimum surplus to policyholders of \$47,000,000.

**Effective January 1, 2022, all E&S insurers writing business in New York are required to maintain a minimum surplus to policyholders of \$48,000,000.**

Should you have any questions regarding the content of this bulletin, please direct them to Howard Greene at [hgreene@elany.org](mailto:hgreene@elany.org) or (646) 292-5591.