



RICARDO LARA
CALIFORNIA INSURANCE COMMISSIONER

Pre-Hearing Notice - Export List Hearing Request for Proposed Additions, Modifications or Deletions to the Export List

The California Insurance Commissioner plans to hold a public hearing concerning the renewal of the Export List in the surplus lines area in the next few months. The next Export List hearing will be held virtually and the date, time and other necessary information for the public hearing will be announced in a formal Notice of Public Hearing Regarding Export List that will precede the hearing.

The purpose of this Pre-Hearing Notice is to request information in advance of the Export List hearing from any parties that might make a recommendation of an addition or deletion of an Export List item. If you anticipate requesting an addition or deletion, then please notify the California Department of Insurance ("CDI"). There are instructions at the end of this notice on how to notify us.

Once CDI receives this information, CDI will include it in the Notice of Public Hearing Regarding Export List and public comment period, which will be sent out to all interested parties. The Notice will provide advance notice to the public of possible additions and deletions. The Notice of Public Hearing Regarding Export List, with this information, also will be posted on CDI's website so that the public will know what items have been suggested as possible additions and deletions to the Export List.

Please note that submission of an item for addition or deletion in response to this Pre-Hearing Notice does not satisfy the requirements for additions or deletions from the Export List; further instructions will follow in the subsequent formal Notice of Public Hearing Regarding Export List, and those instructions will detail the procedures required for proposed changes to the Export List.

Export List

Pursuant to Insurance Code §1763.1, the Commissioner, by order, may authorize placement for a California home state insured with a non-admitted insurer and exempt from all the requirements of §1763, except the filing of a confidential written report, any type of insurance coverage or risk for which the Commissioner finds, after a public hearing, that there is not a reasonable or adequate market among admitted insurers or that the type of coverage is for new, innovative products for which a reasonable or adequate market among admitted insurers has not had time to develop. (Cal. Ins. Code §1763.1, subd. (a).)

Pre-Hearing Notice Request for Suggested Additions, Modifications or Deletions

CDI requests that any parties anticipating the recommendation of an addition or deletion of an Export List item submit that item to CDI so that it may include the item in the formal Notice of Public Hearing Regarding Export List.

In your submission, please indicate the name of the risk or coverage sought to be added to, or removed from, the Export List. Please word the name of the risk or coverage as you think it should appear in the Export List. This submission will not be regarded as testimony for the hearing, but will assist CDI in preparing the formal hearing notice by identifying risks or coverages that may be proposed as changes to the Export List, and relaying that information to the public in the formal Notice of Public Hearing Regarding Export List.

Please also note that notifying CDI of an anticipated, recommended, change to the Export List does not guarantee that the proposed change will be made to the Export List. Any proposed changes must be submitted to CDI according to the formal Notice of Public Hearing Regarding Export List. The submission of those proposed changes must occur during the formal period for submitting testimony and written comments, which will be set forth in the formal Notice of Public Hearing Regarding Export List and must satisfy the statutory requirements of Insurance Code §1763.1 to be considered as changes to the Export List. The formal hearing notice will contain detailed instructions regarding the Export List hearing and the submission of testimony and public comment.

Please provide information on suggested additions, modifications, and deletions to the Export List, and direct any questions regarding this request to: ExportListHearing@insurance.ca.gov.

DATED: October 12, 2021

RICARDO LARA
Insurance Commissioner

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