

**PREMIUM TAXES:
RISK RETENTION AND RISK PURCHASING GROUPS**

The date following each state indicates the last time information for the state was reviewed/changed.

STATE	CITATION	PREMIUM TAX
AL (11/25)	§§ 27-4A-3; 27-31A-4 § 27-31A-10	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 3.6%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
AK (11/25)	§§ 21.09.210; 21.34.180	Risk retention groups subject to taxation on same basis as insurers at the rate of 2.7%. If placement through nonadmitted, eligible insurer or risk retention group not domiciled in Alaska, taxes paid by surplus lines broker.
AZ (11/25)	§§ 20-2403; 20-224	Risk retention groups subject to taxation on same basis as foreign admitted insurer at the rate of 0.66% for property located in a city or town certified by the fire marshal, 2.2% on all other property, and 1.7% for all other insurance lines.
AR (11/25)	§ 23-94-210	Risk retention groups taxed on all premiums paid for coverage within this state at the rate of 4%.
CA (11/25)	Rev. & Tax § 12202; Ins. § 132; Const. Art. XIII § 28	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.35%.
CO (11/25)	§ 10-3-209; 3 C.C.R. 702-2:2-1-8 § 6	Risk retention groups taxed on same basis as a foreign admitted insurer at the rate of 2%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
CT (11/25)	§§ 38a-254; 38a-277	Risk retention groups subject to taxation same as independently procured insurance at the rate of 4% of gross premiums.
DE (11/25)	tit. 18 §§ 8004; 702; 707 tit. 18 § 8010	Risk retention groups taxed on same basis as foreign admitted insurers at the rate of 1.75% on net premiums plus additional 0.25% of gross premiums. The gross premium tax does not apply to worker's compensation or wet marine and transportation insurance. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.

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DC (11/25)	§§ 31-4103; 31-205 § 31-4109	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1.7%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
FL (11/25)	§§ 627.944; 626.932; 627.943; 624.509	Foreign risk retention groups subject to same rate of taxation as surplus lines insurers at the rate of 4.94% of gross premiums. Domestic risk retention group subject to same tax imposed on domestic insurers at the rate of 1.75%.
GA (11/25)	§ 33-40-5	Risk retention groups taxed on all premiums paid or due and payable, less return premium, at the rate of 4%.
HI (11/25)	§§ 431K-3; 431:19-116	All premiums paid shall be subject to taxation at same rate as applied to captives. 0.25% on first \$25 million of gross premiums; 0.15% from \$25 million to \$50 million of gross premiums; 0.05% from \$50 million to \$250 million; no tax on gross premiums greater than \$250 million. Aggregate premium tax not to exceed \$200,000.
ID (11/25)	§§ 41-4805; 41-402 § 41-4816	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1.5%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
IL (11/25)	215 ILCS 5/123B-4; 215 ILCS 5/409	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 0.5% of net taxable written premium. Subject to income tax, privilege tax and retaliatory tax.
IN (11/25)	§§ 27-7-10-15; 27-1-18-2 § 27-7-10-28	Foreign risk retention groups subject to same rate of taxation as foreign admitted insurers at the rate of 1.3%. Purchasing group taxed same as similar coverage from similar source.
IA (11/25)	§§ 432.1; 432.5; 515E.4	Risk retention groups taxed at the rate of 0.95% on gross premiums received for risks placed in this state for the 2025 calendar year.

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KS (11/25)	§§ 40-4103; 40-246c; 40-252	Foreign risk retention groups taxed at the rate of 3% of gross premiums less return premiums, for the preceding calendar year. Domestic groups taxed same as domestic insurers at the rate of 2% of gross premiums less return premiums, for the preceding calendar year.
KY (11/25)	§§ 304.45-080; 91A.080 § 136.392	Risk retention groups subject to taxation on same basis as insurers at the rate of 2%. Premium surcharge—all domestic, foreign or alien insurers, other than life & health, shall collect a surcharge of \$1.80 upon each \$100 of premiums, assessments or other charges; the insurance premium surcharge on nonadmitted insurance for multistate risks shall be exempt.
LA (11/25)	§§ 22:484; 22:831; 22:842	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers. Rate varies based on amount of gross premiums.
ME (11/25)	tit. 24-A § 6095; tit. 36 §§ 2513; 2513-A	Risk retention groups subject to taxation on same basis as authorized insurers at the rate of 2%.
MD (11/25)	Ins. §§ 25-103; 6-103 Ins. § 25-106	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%. Purchasing groups subject to taxation on same basis as insurers at the rate of 2%.
MA (11/25)	Ch. 176L § 3; Ch. 63 § 23 Ch. 176L § 9	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.28%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
MI (11/25)	§ 500.1813 § 500.1831	Nonadmitted risk retention groups are taxed at the rate of 2% on direct business plus regulatory fee of 0.5% on direct business for a risk in Mich. Risk retention group licensed as a Mich. insurer pays Single Business Tax. [Note: This statute has been declared preempted by the federal Liability Risk Retention Act of 1986.] Purchasing groups subject to same rates as premiums paid for similar coverage from similar sources.

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MN (11/25)	§ 60E.04; § 2971.05	Risk retention groups subject to taxation on same basis as admitted insurers at the rate of 2%.
	§ 60E.095	Purchasing groups are subject to § 2971.05 and taxed at the rate of 2%.
MS (11/25)	§§ 83-55-7; 27-15-103; 83-5-61	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 3%.
	§ 83-55-19	Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
MO (11/25)	§§ 375.1085; 148.340; Code Regs. tit. 20 § 200- 8.100	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%.
	§ 375.1097	Purchasing groups subject to same rate as that applicable to similar coverage from a similar insurance source.
MT (11/25)	§§ 33-11-104; 33-2-705	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.75%.
	§ 33-11-110	Purchasing groups subject to same rate as that applicable to surplus lines insurers and authorized insurers.
NE (11/25)	§§ 44-4406; 77-908	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1%.
	§ 44-4418.01	Purchasing groups subject to same rate as that applicable to similar coverage from similar sources.
NV (11/25)	§§ 680B.027; 680B.0353; 695E.170	Domestic risk retention groups subject to taxation on same basis as domestic insurers at the rate of 3.5%. Foreign risk retention groups registered in Nevada subject to tax on net direct premiums at the rate of 2%.
NH (11/25)	§§ 405-A:3; 400-A:32	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1.25%.
	§§ 405-A:9; 400-A:32	Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources at the rate of 1.25%.

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NJ (11/25)	§§ 17:47A-5; 17:22-6.59; 54:18A-2 § 17:47A-8	Foreign risk retention groups subject to taxation at same rate as surplus lines insurers at the rate of 5%. Domestic risk retention groups subject to taxation at same rate as foreign admitted insurers at the rate of 2% of taxable premiums, less property taxes, plus an additional 0.1% on taxable premiums. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
NM (11/25)	§ 7-40-3; 59A-55-6	Risk purchasing groups are subject to taxation on the same basis as other insurers at the rate of 3.003% of gross written premiums.
NY (11/25)	Ins. § 5904; Tax § 1502-a	Foreign risk retention group deemed a licensed foreign insurer for purposes of taxation at the rate of 2%.
NC (11/25)	§§ 58-21-85; 58-22-20 § 58-22-35	Foreign risk retention groups subject to taxation on same basis as surplus lines insurers at the rate of 5% gross premiums charged less returned premiums until Oct. 1, 2024. Foreign risk retention groups subject to taxation at the rate of 1.85% from Oct. 1, 2024, through December 31, 2024. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
ND (11/25)	§§ 26.1-03-17; 26.1-46-03 § 26.1-46-08.1	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1.75%. Purchasing groups subject to same taxation rate as similar coverage from a similar source.
OH (11/25)	§§ 3960.02; 5729.03 § 3960.03 § 3960.09	Domestic risk retention groups subject to taxation on same basis as domestic insurers at the rate of 1.4%. Foreign risk retention group subject to taxation on premiums for risks resident or located in Ohio at the rate of 5%. Purchasing groups subject to same rates as premiums paid for similar coverage from similar sources.

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OK (11/25)	tit. 36 §§ 624; 6455	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.25%.
OR (11/25)	§§ 735.315; 731.854; 317.061	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers. Insurers subject to corporate excise tax rather than premium tax. Excise tax rate is 6.6% for first \$1 million of taxable income and 7.6% for amounts of taxable income in excess of \$1 million.
PA (11/25)	40 P.S. §§ 991.1503; 991.1504; 72 P.S. § 7902 40 P.S. § 991.1512	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%. Purchasing groups taxed on same basis as premiums paid to admitted insurers.
PR (11/25)	No provision	
RI (11/25)	§§ 27-46-4; 44-17-1 § 27-46-10	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
SC (11/25)	§§ 38-7-20; 38-87-40 §§ 38-45-20; 38-87-100; 38-45-10; Bulletin 12-09	Foreign risk retention groups subject to taxation on same basis as admitted insurers at the rate of 1.25%. Admitted purchasing groups taxed on same basis as admitted liability insurers. Approved nonadmitted surplus lines purchasing groups taxed on same basis as approved nonadmitted surplus lines insurers at the rate of 6%.
SD (11/25)	§§ 10-44-2; 58-6A-5 § 58-6A-5.1	Risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.5%. Purchasing groups subject to same rate as similar coverage from similar insurance sources.

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TN (11/25)	§§ 56-4-205; 56-45-104 § 56-45-110	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.5%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
TX (11/25)	Ins. §§ 2201.155; 221.002 Ins. § 2201.257	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 1.6%. Purchasing groups subject to same rate as that applicable to similar coverage by other insurers.
UT (11/25)	§§ 31A-15-204; 59-9-101 §§ 31A-15-210; 31A-3-301	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2.25%. Admitted purchasing groups taxed at same rates as other admitted liability insurers. Approved nonadmitted surplus lines purchasing groups taxed at same rates as other approved nonadmitted surplus lines insurers at the rate of 4.25%.
VT (11/25)	tit. 8 § 6053; tit. 32 § 8551 tit. 8 § 6058	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.
VI (11/25)	No provision	
VA (11/25)	§§ 38.2-5103; 58.1-2501	Foreign risk retention groups subject to taxation on the same basis as foreign admitted insurers at the rate of 2.25%.
WA (11/25)	§§ 48.92.040; 48.14.020 § 48.92.095	Foreign risk retention groups subject to taxation on same basis as foreign admitted insurers at the rate of 2%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.

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WV (11/25)	§§ 33-32-5; 33-3-14a; 33-3-14d; 33-3-33	Risk retention groups subject to tax at the rate of 2% of taxable premiums, plus additional premium taxes of 2%, plus a policy surcharge of 0.55% (fire or casualty insurance policies).
WI (11/25)	§ 618.43	Risk retention groups, including foreign risk retention groups authorized to provide health care liability insurance that has not been issued a certificate of authority, subject to taxation on gross premiums at the rate of 3%.
WY (11/25)	§§ 26-36-105; 26-4-103 Ins. Gen. ch. 15, § 5	Risk retention groups subject to taxation at the same rate as foreign admitted insurers at the rate of 0.75%. Purchasing groups subject to same rate as that applicable to similar coverage from similar insurance sources.

This chart does not constitute a formal legal opinion by the NAIC staff on the provisions of state law and should not be relied upon as such. Every effort has been made to provide correct and accurate summaries to assist the reader in targeting useful information. For further details, the statutes and regulations cited should be consulted. The NAIC attempts to provide current information; however, readers should consult state law for additional adoptions.