


Life, Annuity & Long-Term Care Form Filings

Ms. Joelle Craft
Insurance Examiner
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Topics

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Product Filing Matrix (PFM)

The PFM:

<http://ia.lds.state.la.us/productmatrix/>

- Simplifies the policy form filing process
- Allows search of filing requirements per product line
- Provides a Filing Fee Wizard
- Provides a Statement of Compliance for each product








Filing Fee Wizard

Life, Annuity, & LTC Form Filing Fees:




- Pursuant to La. R.S. 22:821, a filing fee of \$100.00 is required for each Life, Annuity or LTC product. This includes individual contracts, group policies, certificates, and riders or endorsements.
- In SERFF, a link is provided under Supporting Documentation.
- <http://ia.lds.state.la.us/ProductMatrix/Assessment>
Once the fee wizard has determined the filing fee, you may download a summary of the filing fee and attached it under this submission requirement.
- Please do not bypass this submission requirement.





Statement of Compliance (SOC)


- Regulation 78 §10109, requires each line item on the statement of compliance must be completed for a product.
- The SOC (checklist) contains:
 - Legal references required for a specific product
 - The reference may not contain the entire statutory reference.
 - The statutory references are included in the PFM.
- SOC must be current (date on bottom corner).
- A link to the SOC is found in SERFF under Supporting Documentation.

Statement of Compliance (SOC)




- **Each product has its own SOC.**
- **Please submit only one product line per filing.** For Example:
 - If you are submitting two whole life fixed/indeterminate premium policies, one filing would be acceptable.
 - However, if you are submitting one whole life fixed/indeterminate premium policy and one early duration reduced benefit whole life policy, two filings are required.
- **When completing the SOC please include the Form-Section/Page Number.**
- **If the requirement does not apply, please state “N/A” and give a detailed explanation as to why the requirement is not applicable.**





Informational Filings


- Regulation 78 §10109.K.2-3
 - Typos and format corrections that do not affect the terms, provisions or clarity of the product
 - A company name change or logo
 - Change of Address
 - Change of Officers
- Informational filings DO NOT include:
 - Any alterations that would alter the terms of the form.
 - Any altered or changed form must be resubmitted for approval.



Statements of Variability (SOV)




- SOV's are not approved forms.
- All variable information should be included within the policy form submitted for approval.
- If the SOV is changing a previously approved form, the SOV submission will be disapproved. The previously approved form must be submitted, not the SOV.
- Regulation 78 was updated to provide detailed SOV instructions.







Life Issues-Lump Sum Payment


- La. R.S. 22:931 A(11) and 942 (14)-Lump sum payment for life insurance
 - This applies to both Individual and Group Life Products.
 - Requires the policy/certificate shall allow selection by the **beneficiary** of an option to receive benefits in the form of a lump sum payment
 - Does not apply to industrial or service insurance.

Life Issues-Confusing Life Statutes-when do they apply?

- **La. R.S. 22:908-Interest on life insurance benefits**
 - Interest on life insurance begins **20 days** from receipt of due proof of death. The rate of interest shall be calculated at the same rate paid on deposits with the insured.
 - This is automatic.
- La. R.S. 22:1811 provides that if payment is not paid within 60 days after due receipt of death, and the insurer fails to provide just cause, the interest rate of 8% will begin from the date of receipt of death.
 - This statute only applies if the insurer fails to provide a just cause.
 - It is in addition to La. R.S. 22:908.









Life Issues-Applications-Replacement Question



Applies to Individual Life & Annuity


- Replacement question – Regulation 70
 - The application must ask if there is existing insurance.
 - If the application only requires replacement be completed if “replacing,” the application is not in compliance with Regulation 70.
- Exceptions for replacement question are found in Regulation 70 §8905.



Life Issues-Applications-Owner Driven Annuities




- Owner driven annuities are not including a signature line for the annuitant.
- La. R.S. 22:856 requires a signature for an annuitant.
- If the intention is for the annuitant not to have any ownership rights, then please include language regarding this.
- La. R.S. 22:901 requires an insurable interest at the time the contract was made. This requirement includes annuities.







Life Issues-Group Life-Conversion



- Conversion is not being included within Group Life Products.
- Conversion is required under La. R.S. 22:942 9-12.
- On the statement of compliance for conversion, please do not put “N/A”.
- Please do not include a page number for conversion and the only provision included is portability.
- In addition, conversion no longer has an “except term insurance” exclusion. Thus, conversion must be offered on group term products.
 - In 2014, ACT 47 of the Louisiana Regular Session removed “except term insurance.”





What's New

- Updates to Regulation 78
 - Added a new notarized Compliance Affidavit, thus we no longer require new policies for contracts approved over three years, as long as the contracts were approved in SERFF.
 - Added Statement of Variability instructions whereby all information shall be on the form itself and the SOV is a supplement of details.
- Regulation 46 for Long-Term Care is currently being updated
 - Rates
 - Independent Review



Questions



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Ms. Joelle Craft
Insurance Specialist
icraft@ldi.la.gov
225-219-0628

Mrs. Beth O'Quin
Director
boquin@ldi.la.gov
225-219-0633

