This Checklist Applies to the Following Types of Insurance (TOI):

* A08G Group Annuities – Unallocated

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | **FILER: PLEASE TYPE IN THE SERFF FILING NUMBER AND EACH FORM NUMBER SUBMITTED FOR DOI APPROVAL IN THIS FILING, AND LIST THE TOI THAT APPLIES** | | | |
|  | [SERFF filing number and form numbers here] | | | [TOI here] |
| **(DOI reviewer)**  **Check as completed** | **Review Requirements** | **Reference** | **Description** | **Page number, form name & number if separate document, or N/A** |
|  | **COVER PAGE** | | | |
| 🞏 | Full Company name and address | [§ 44-350](https://nebraskalegislature.gov/laws/statutes.php?statute=44-350) | Advisable to include contact phone and email for questions. |  |
| 🞏 | Descriptive title |  | A brief description of the type of annuity. |  |
| 🞏 | Two officers’ signatures required on face page | [§44-701](https://nebraskalegislature.gov/laws/statutes.php?statute=44-701) | Can be bracketed as variable for future replacement of officers. |  |
| 🞏 | Insuring clause | NE Filing Requirement | General statement that this contract defines each parties’ rights and obligations. |  |
| 🞏 | Form number | NE Filing Requirement | Must be on all pages including cover, in the lower left corner to identify and distinguish form from all others used by company. Must match form number on SERFF Form Schedule tab and NE Filing Form List |  |
|  | **Plan of Operation** | | | |
| 🞏 | Licensed Life Insure | [NAC, Ch.80,005.01](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A contract may not be delivered or issued for delivery in this state unless the issuing  insurer is licensed as a life insurance company in this state |  |
| 🞏 | Financially Qualified | [NAC, Ch.80,005.02](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | An insurer will be financially qualified under this section if its most recent statutory  financial statements on file with the Director reflect that it meets the financial requirements  of Neb. Rev. Stat. § 44-708.01, and its risk-based capital results do not place it at a  regulatory level of action. |  |
|  | **Class of Contracts** | | | |
| 🞏 | Administered requirements | [NAC, CH.80, 005.03A(1)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A statement that the plan of operation will be administered in accordance with the requirements prescribed by the Director pursuant to this regulation, along with a statement that the insurer will comply with the plan of operation in its administration of the contract; |  |
| 🞏 | Statutory Liability | [NAC,CH.80, 005.03A(2)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A statement describing the methods and procedures used to value statutory liabilities for purposes of Section 010;  *(\*Subject to review by chief actuary)* |  |
| 🞏 | Investment manager | [NAC, CH.80, 005.03A(3)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A description of the criteria used by the insurer in approving the investment manager for the segregated portfolio of assets associated with a contract in the class, if the investment manager is an entity other than the insurer or its wholly owned subsidiary; |  |
| 🞏 | Statement met requirement of Section 009 | [NAC, CH. 80, 005.03A(6)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A statement that all contracts in the class of contracts satisfy the requirement of Section 009 regarding unilateral contract terminations, together with a description of all termination events, discontinuation triggers and options, notice requirements, corrective action procedures, all other contract safeguards, and the procedures to be followed when a unilateral contract termination event occurs; |  |
|  | **Asset Reports** | | | |
| 🞏 | Describe reports | [NAC, CH. 80, 005.03A(4)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A description of the insurer's requirement for reports concerning the assets in each segregated portfolio and transactions involving the assets, |  |
| 🞏 | Describe insurer’s management of segregated portfolio | [NAC, CH. 80, 005.03A(4)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A description of how the insurer can use the information in a report to determine that the segregated portfolio is being managed in accordance with its investment guidelines. |  |
| 🞏 | Quarterly reports | [NAC, CH. 80, 005.03A(4)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | The insurer shall require that the report be prepared no less frequently than quarterly. |  |
| 🞏 | Holdings and fair market value statement | [NAC, CH. 80, 005.03A(4)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | Complete statement of segregated portfolio holdings and their fair market value; |  |
|  | **Sample Contracts** | | | |
| 🞏 | A demonstration of financial results for one or more sample contracts from the class of contracts, | [NAC, CH. 80, 005.03A (5)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | Showing at a minimum the projected contract value records, the applicable fixed rate or rates of return, and the projected market value records, describing how the investments in the segregated portfolio reflect provision for benefits insured by the contract and how the contract value and market values and the rates of return may be affected by changes in the investment returns of the segregated portfolio and reasonably anticipated deposits to and withdrawals from the segregated portfolio by the contractholder, as well as any advances made by the insurer to the contractholder.  *(\*Subject to review by chief actuary)* |  |
| 🞏 | Represent range of expectations | [NAC, CH. 80, 005.03A (5)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | The sample contracts must be chosen to reasonably represent the range of results that could be expected from possible combinations of contract provisions of all contracts in the class. |  |
| 🞏 | The demonstration shall include | [NAC, CH. 80, 005.03A (5)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | At least three (3) hypothetical return scenarios (level, increasing and decreasing) and for each of these scenarios,  At least three (3) withdrawal scenarios (zero, moderate and high) shall be modeled.  The Director may require additional scenarios if deemed necessary to fully understand the risks under the class of contracts. |  |
| 🞏 | 5 year illustration | [NAC, CH. 80, 005.03A (5)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | The demonstration period  must be the greater of five (5) years or the minimum period the insurer must underwrite the risk; |  |
|  | **INVESTMENTS and RISKS** | | | |
| 🞏 | Investment Parameters | NAC, CH. 80, 005.[03A](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf)(7) | A description of the allowable investment parameters (such as objectives, derivative strategies, asset classes, quality, duration and diversification requirements applied to the assets held within the segregated portfolio) to be reflected in the investment guidelines applicable to each contract in the class to which the submitted plan of operation applies; and a description of the procedures that will be followed by the insurer in evaluating the appropriateness of any specific investment guidelines submitted by the contractholder. |  |
| 🞏 | Criteria used for a pooled fund | [NAC, Ch. 80, 005.03A(8)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A description of the criteria used by the insurer in approving for contract issuance a pooled fund representing multiple employer-sponsored plans and in approving the investment manager for the segregated portfolio of assets associated with such pooled fund contract |  |
| 🞏 | Risk-Mitigation technique | [NAC, Ch. 80, 005.03A (9)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A description of risk-mitigation techniques used by the insurer in connection with contracts issued to pooled funds representing multiple employer-sponsored plans; |  |
| 🞏 | Actuarial opinion statement | [NAC, CH 80, 005.03A(11)](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A statement that the actuarial opinion and memorandum required by Section 010 shall include, with respect to the class of contracts to which the plan of operation applies:   * If a payment has been made by the insurer in the prior reporting period under a contract in the class, the amount of aggregate risk charges (net of administrative expenses) for contracts in the class, and the aggregate amount of any losses incurred * An inventory of all material unilateral contract termination events in the class of contracts that have not been cured within the time period specified and that have occurred during the prior reporting period but where the company decided not to terminate the contract.   *(\*Subject to review by chief actuary)* |  |
|  | **SUPPORTING DOCUMENTS REQUIRED**  **Reference name of separate document in right column.** | | | |
| 🞏 | Most recent Financial Statement | [§44-708.01](https://nebraskalegislature.gov/laws/statutes.php?statute=44-708.01&print=true) | Insurer must have at least $One billion in admitted assets or $100 million in capital and surplus. |  |
| 🞏 | Copies of the forms of the contract in the class | [NAC, Ch. 80, 005.03](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | A domestic insurer will satisfy the requirements of this section with respect to a  class of contracts if the insurer has filed a plan of operation pertaining to the class of  contracts, together with copies of the forms of the contract in the class, with the Director,  and the filing of the plan of operation has been approved. |  |
| 🞏 | Actuarial memorandum | [NAC, CH 80, 005.03A(10](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf)) | An unqualified opinion by a qualified actuary with expertise in these matters as to the adequacy of the consideration charged by the insurer for the risks it has assumed with respect to the contracts in the class to which the plan of operation applies.  *(\*Subject to review by chief actuary)* |  |
| 🞏 | Additional information | [NAC, Ch. 80, 005.03B](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | Review of the plan of operation by the Director may necessitate requests for information to supplement that furnished pursuant to Subsection 005.03.  Replies made in compliance with this paragraph should be made in sufficient detail  that any follow-up correspondence can be held to a minimum. |  |
| 🞏 | Redlined version for variance from rates stated in plan of operation | [NAC, Ch. 80, 005.04](http://www.sos.ne.gov/rules-and-regs/regsearch/Rules/Insurance_Dept_of/Title-210/Chapter-80.pdf) | If an insurer chooses to operate a contract with a material change from the approved  plan of operation, the changed provision(s) shall be filed with and approved by the Director  in accordance with the requirements of Subsection 005.03. |  |
| 🞏 | Statement of variables (SOV) | NE Filing Requirement | Must be submitted for any bracketed language. |  |
| 🞏 | Trade Secret | [Trade Secret Filing Instructions](https://login.serff.com/serff/viewFilingRulesAttachment.do?attachId=125037797) | Trade secret materials must be separated from public record materials by filing two separate SERFF documents, a “Public SERFF Document” and a “Trade Secret SERFF Document.” |  |
| 🞏 | NE Filing Form | [NE Filing Requirement](https://login.serff.com/serff/viewFilingRulesAttachment.do?attachId=125039598) | Use page 2 for additional forms |  |
|  | **EXPLANATION FOR ANY ITEMS MARKED NOT APPLICABLE** | | | |
|  | Please use this space provide an explanation for any checklist requirement marked “N/A” to avoid receiving an objection in SERFF. | | | |

**CERTIFICATION OF COMPLIANCE**

I, the undersigned authorized filer, hereby certify that this filing complies with applicable Nebraska statutes, regulations, Bulletins and guidelines, to the best of my knowledge. This filing contains no unusual or controversial content according to insurance industry norms. The forms included in this filing contain no unfair, unjust, inequitable, misleading or deceptive provisions or language. I am authorized to sign on behalf of the Company identified below.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Company

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Typed Name of Authorized Filer (Electronic Signature) Date