

Product Standards Committee (PSC)
Regulator-only Call Summary
February 27, 2024

Agenda Item 2. Discuss comments from public call on amendments to the scope of Other Standards to add references to ILVA and amendments to the calculation of the initial benefit base for Guaranteed Minimum Accumulation Benefit (GMAB) features under the Additional Standards for Guaranteed Living Benefits for Individual Deferred Variable Annuities

Andria Seip said there was one written comment letter from the ACLI and the Committee of Annuity Insurers (CAI). The comment letter suggested additional amendments to the *Additional Standards for Guaranteed Living Benefits for Individual Deferred Variable Annuities*. The ILVA subgroup is reviewing the request.

PSC members agreed to accept the suggested edit to change “portion” to “percentage” in the section discussing the calculation of the base benefit. There was discussion on whether there should be a reference to a specific percentage. The ILVA subgroup will review and provide comments during the next call.

Agenda Item 3. Discuss outstanding items from New York Life comments on the group term life standards for nonemployer groups

Andria Seip asked the PSC if there were any comments about the chart the Compact Office prepared. (Attached to the call summary) In general, the comments do not require changes to the uniform standard as the standard allows the policy to define terms and concepts in a manner consistent with the policyholder’s plan. There were no questions or comments. Andria Seip said there were three remaining items on the chart to discuss.

PSC members reviewed the request to add a section on Ownership to the group term life draft standard and determined that it did not need to be added to the uniform standard. The PSC reviewed the request to add additional language to the Filing a Claim Section and determined that the current language provided enough flexibility, and no change was needed.

The PSC reviewed the comments from the Compact Office on modifying the incidental benefit test in the *Group Term Life Insurance Uniform Standards for Accelerated Death Benefits* to change the percentage from 10 to 15 percent and agreed to the change. Andria Seip asked the Compact Office to document the decision. The Compact Office will prepare a drafting note to be added to the Actuarial Submission Requirements.

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Agenda Item 4. Discuss the amendments to the group whole life insurance draft uniform standards for nonemployer groups

Andria Seip said the subgroup is working on the drafts.

Agenda Item 5. Any Other Matters

Andria Seip asked if there were any other matters. The Compact Office said that there were no comments on six of the standards amended to allow use with index-linked variable annuities. Andria Seip asked the members if there were any concerns about referring them to begin the Rulemaking process. There were no comments. The next meeting of the PSC will be a regulator only call on March 12, 2024.

Attachment: Summary of responses to New York Life requests for amendments

SUMMARY OF NEW YORK LIFE SUGGESTED EDITS
Group Term Life Insurance Policy and Certificate Uniform Standards
After discussion on 2-27-2024 Product Standards Call

Cite	NY Life Comment	Compact Office Comments
A. (1)	add " Certificateholder"	No change - Insurers are allowed to use different terms
A (2)	add "and Covered Person's"	No change - Insurers are allowed to use different terms
B. (3)	strike Certificateholder and add "Covered Person"	No change - Insurers are allowed to use different terms
B. (7)	add "and Covered Person's "	No change - Insurers are allowed to use different terms
C. (9) iii	add "as applicable"	No change - Insurers are allowed to use different terms
C. (9) iv	add "or Covered Person, if different"	No change - Insurers are allowed to use different terms
C. (9) vi	delete "Certificateholder's"	No change - Insurers are allowed to use different terms
3.(3)	revise Certificateholder means the individual who has all rights of coverage Employee or Member who is eligible for benefits provided by the Policyholder's policy and who has received a certificate of insurance. Certificateholder may or may not be the Employee or Member who is eligible for benefits provided by the Policyholder's policy.	No change - Insurers are allowed to use different terms
3.(8)	delete certificateholder and replace with "covered Person"	No change - Insurers are allowed to use different terms
3(10)	add "An enrollment form may include a statement of insurability" to definition of enrollment form.	No change – There is a separate standard for a statement of insurability forms. The standard for an enrollment form does not include enrollment forms with underwriting questions.
3(12)	Delete "member" and add "certificateholder" - comment if Certificateholder and covered person are different the Certificateholder may not be an employee or member.	No change - Insurers are allowed to use different terms
3.(19)	Delete "certificateholder's" and replace with "Member's"	No change - Insurers are allowed to use different terms
3.(19)(d)(iii)	Delete "certificateholder" and replace with "Employee or Member"	No change - Insurers are allowed to use different terms
4.A.(1)	Delete "or" and change to "and"	No change
4. B.(1)(a)	Add "as applicable" suggests using language in individual term life and adding ownership provision	No change. PSC determined that the Ownership section from the individual term life insurance standard is not needed. Insurers can add provisions to the Assignment section with regards to certificates.

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4. D. (3)	Delete "certificateholder" and replace with "Covered Person"	No change - Insurers are allowed to use different terms
4.D.(3) (c)	Delete "certificateholder" and replace with "Covered Person"	No change - Insurers are allowed to use different terms
4.F. (1)	Add "For noncontributory insurance" to the beginning of the sentence	No change -Not needed
4.F.(2)	Add "For contributory insurance" to the beginning of the sentence	No change - Not needed
4. L. (3)	Add (3) A statement of insurability attached and made part of the certificate will satisfy this requirement.	Not needed in uniform standard
4.M.	Add " or how to obtain information"	No change needed. PSC said no change needed; insurer can add statements on how to obtain claim filing information
4.M.(a)	Add " The form shall may include the process for completion and submission or"	No change. PSC did not agree to changing "shall" to "may." Insurers are allowed to add statements about the process for completing and submitting claim forms