

(I) ADJUSTMENTS TO THE CALCULATION OF THE MINIMUM NONFORFEITURE AMOUNT FOR CONTRACTS THAT PROVIDE SUBSTANTIVE PARTICIPATION IN AN EQUITY INDEX BENEFIT; AND

(II) ADJUSTMENTS FOR OTHER CONTRACTS AS DETERMINED BY THE COMMISSIONER.

~~16-510.~~

~~A CONTRACT UNDER THIS SUBTITLE THAT DOES NOT PROVIDE CASH SURRENDER BENEFITS OR DEATH BENEFITS AT LEAST EQUAL TO THE MINIMUM NONFORFEITURE AMOUNT BEFORE THE START OF AN ANNUITY PAYMENT SHALL INCLUDE A STATEMENT LOCATED IN A PROMINENT PLACE IN THE CONTRACT STATING THAT CASH SURRENDER OR DEATH BENEFITS ARE NOT PROVIDED UNDER THE CONTRACT.~~

~~[16-510.] 16-511.~~

This subtitle is the Maryland Standard Nonforfeiture Law for Individual Deferred Annuities AND SHALL BE INTERPRETED IN A MANNER CONSISTENT WITH THE STANDARD NONFORFEITURE MODEL LAW FOR INDIVIDUAL DEFERRED ANNUITIES PUBLISHED BY THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Chapter 82 of the Acts of 2003

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2003. [It shall remain effective for a period of 2 years and, at the end of May 31, 2005, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.]

SECTION 3. AND BE IT FURTHER ENACTED, That:

(1) before June 1, 2007, a company may elect to apply the provisions of §§ 16-503(b), (c), and ~~(g)~~, (g) and 16-504(b), (c), ~~(d)~~, and ~~(e)~~, and ~~16-510~~ and (d) of the Insurance Article, as enacted by Section 1 of this Act, on an annuity contract form by annuity contract form basis; and

(2) on or after June 1, 2007, a company shall apply provisions of the Insurance Article, §§ 16-503(b), (c), and ~~(g)~~, (g) and 16-504(b), (c), ~~(d)~~, and ~~(e)~~, and ~~16-510~~ and (d) of the Insurance Article, as enacted by Section 1 of this Act, to all annuity contracts.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2005.

May 26, 2005

The Honorable Michael E. Busch