

CHAPTER 569
(Senate Bill 483)

AN ACT concerning

Life Insurers - Investments

FOR the purpose of authorizing a separate investment account and a segregated asset account established by a life insurer to invest in any investments contractually permitted for the account and specified in the plan of ~~operations~~ operation issued to a qualified plan; providing that certain provisions of State insurance laws do not apply to the investments contained in the separate investment account or the segregated asset account under certain circumstances; providing that the assets of a separate investment account may not be chargeable with certain liabilities under certain circumstances; repealing certain provisions of law that impose limitations on investments made by life insurers and on investments of the assets of a segregated asset account; altering a certain definition; and generally relating to investments by life insurers.

BY repealing and reenacting, with amendments,

Article - Insurance

Section 5-512 and 16-602

Annotated Code of Maryland

(1997 Volume and 1998 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Insurance

5-512.

[(a) In this section, "qualified plan" means a pension, retirement, or profit-sharing plan or agreement that meets the requirements for qualification under § 401 or § 403 of the United States Internal Revenue Code or any corresponding provisions of prior or subsequent federal revenue laws.]

(A) IN THIS SECTION, "QUALIFIED PLAN" MEANS A PENSION, RETIREMENT, OR PROFIT-SHARING PLAN OR AGREEMENT THAT:

(1) MEETS THE REQUIREMENTS FOR QUALIFICATION UNDER § 401, § 403, OR § 414 OF THE UNITED STATES INTERNAL REVENUE CODE OR ANY CORRESPONDING PROVISIONS OF PRIOR OR SUBSEQUENT FEDERAL REVENUE LAWS; AND

(2) IS AN ACCREDITED INVESTOR AS DEFINED IN REGULATION D OF THE SECURITIES ACT OF 1933 OR ANY CORRESPONDING PROVISIONS OF PRIOR OR SUBSEQUENT FEDERAL LAWS.