

Annuities

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The below checklists include hyperlinks to the electronic version of the Montana Code Annotated. MCA [33-1-501](#) and MCA [33-1-502](#) is our authority for forms approval

(Binding Arbitration and Terrorism is not acceptable)

_____ Policy Content	33-15-303
_____ Flesch score (exceptions)	33-15-324 33-15-325
_____ Third Party Administrator	33-17-102 (3)
_____ Funding Vehicles	6.6.304
_____ Payment of Claims (60/30)	33-20-114
_____ Conformity to Montana Statutes	33-20-124
_____ Incontestability	33-20-303
_____ Entire Contract	33-20-304
_____ Misstatement of Age	33-20-305
_____ Non Gender	49-2-309
_____ Free Look (10 days)	33-15-415
_____ Replacement (30 days) (included in provision or supporting documentation)	6.6.306 (d) or Appendix A Or C (NAIC forms)
_____ Arbitration (not allowed)	27-5-114 (2)

Variable only (plus above)

_____ Separate Accounts	33-20-603
_____ Essential Features	33-20-604

Applications, endorsements, riders and others (plus above)

_____ Replacement Either located in Application or Policy	6.6.305 (2)
_____ Application as evidence	33-15-402
_____ Representations in Applications	33-15-403

Additional compliance requirements for Individual Annuities

_____ Provision Relative to Payment of Premiums	33-20-113
_____ Proceeds/Indebtedness	33-20-120 (if included)
_____ Notice Required for Cancellation (n/a single premium)	33-20-141
_____ Contents of Notice (n/a single premium)	33-20-142
_____ Standard Provision (n/a deferred)	33-20-301 (2)
_____ Grace Period (n/a single premium)	33-20-302
_____ Reinstatement (1 year)(n/a single premium)	33-20-307
_____ Dividends (participating)	33-20-306
_____ Structured Settlement Protection (If annuity is filed as a Structured Settlement then Part 14 codes apply)	33-20-1401 thru 33-20-1412
_____ Non-forfeiture	33-20-501 thru 33-20-513)
_____ Final Dated Prospectus (only verify that it is dated)	33-20-606 (3)

Additional compliance requirements for Group Annuities

_____ Must have established reserves (in Act. Memo) [33-20-606](#) (4)

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