

AGENT ADVISORY

Advisory #: 2008-92

Publication Date: September 17, 2008

Effective Date: October 1, 2008

TO: All Symetra Life Appointed Agents and Advisors in Nebraska

RE: Nebraska's Life Insurance and Annuities Replacement Regulation 19.000+

Nebraska has adopted a regulation similar to the NAIC Life Insurance and Annuities Replacement Model Regulation, effective October 1, 2008. The purpose of the regulation is to regulate the activities of insurers and producers with respect to the replacement of existing life insurance and annuities, and to define minimum standards which, if violated, will be deemed an unfair method of competition and an unfair trade practice.

An insurance company must maintain a system of supervision and control to ensure compliance with the requirements of the regulation that include at least the following:

- Informing its producers of the requirements of this regulation and incorporating the requirements of this regulation into all relevant producer training manuals prepared by the insurer.
- Providing to each producer a written statement of the company's position with respect to the acceptability of replacements (Symetra's position is provided below).
- Providing guidance to its producers as to the appropriateness of these transactions
- A system to review the appropriateness of each replacement transaction in accordance with the company's position.
- Procedures to confirm that the requirements of this regulation have been met.
- Procedures to detect transactions that are replacements of existing policies or contracts by the existing insurer, but that have not been reported as such by the applicant or producer. Compliance with this regulation may include, but shall not be limited to, systematic customer surveys, interviews, confirmation letters, or programs of internal monitoring.

Symetra's Position

Symetra makes every attempt to govern replacement activities with the policy/contract owner's interest foremost in mind. We do not encourage or condone wholesale, indiscriminate replacement of existing life insurance policies and/or annuity contracts. This includes not only replacement of other companies' policies and contracts, but the replacement of our own as well. At the same time, we acknowledge that sometimes a replacement can be in the best interest of the client.

Duties of Producers

We are enclosing an implementation packet that includes the following materials:

- An executive summary of how the regulation affects you, entitled “Complying with Nebraska’s Replacement Regulation for Life Insurance and Annuities”; and
- The replacement form, “Important Notice: Replacement of Life Insurance or Annuities”, form number LU-745. For additional copies of the replacement form you may print from our agent website (symetra.com), or reorder through your usual supply channels.
- Statement of Existing Insurance, LU-766. (Required for applications for Preference or Preference FP only). For additional copies, you may print from our agent website (symetra.com), or reorder through your usual supply channel.
- Nebraska’s Regulation 19.000+

Please pay careful attention to the summary, “Complying with Nebraska’s Replacement Regulation for Life Insurance and Annuities”, as it provides important information about the regulations that you need to know, including the “exemptions”.

If you have any questions, please contact your Symetra Sales Center Representative at 1-800-706-0700.

Sincerely,

Michael Murphy
Assistant Vice President
Compliance Department