

MARYLAND REGISTER

**Proposed Action on Regulations**

<b>Transmittal Sheet</b>  <b>PROPOSED OR REPROPOSED</b>  <b>Actions on Regulations</b>	<b>Date Filed with AELR Committee</b>	<b>TO BE COMPLETED BY DSD</b>
	02/25/2020	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

**1. Desired date of publication in Maryland Register: 4/10/2020**

**2. COMAR Codification**

**Title Subtitle Chapter Regulation**

31 09 02 11

**3. Name of Promulgating Authority**

Maryland Insurance Administration

**4. Name of Regulations Coordinator Telephone Number**  
Lisa M Larson 410-468-2007

**Mailing Address**

200 St. Paul Pl., Ste. 2700

**City State Zip Code**  
Baltimore MD 21202

**Email**  
lisa.larson@maryland.gov

**5. Name of Person to Call About this Document Telephone No.**  
Lisa Larson 410-468-2007

**Email Address**  
lisa.larson@maryland.gov



Article, §3-302(c), Annotated Code of Maryland.  
\_ OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

**10. Children's Environmental Health and Protection**

\_ Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

**11. Certificate of Authorized Officer**

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Barrett Freedlander, Assistant Attorney General, (telephone #410-468-2027) on 02/24/2020. A written copy of the approval is on file at this agency.

**Name of Authorized Officer**

Alfred W. Redmer, Jr.

**Title**

Insurance Commissioner

**Telephone No.**

410-468-2090

**Date**

02/25/2020

**Title 31**  
**MARYLAND INSURANCE ADMINISTRATION**  
**Subtitle 09 LIFE INSURANCE AND ANNUITIES**  
**31.09.02 Variable Life Insurance**

Authority: Insurance Article, §§2-109 and 16-601—16-603, Annotated Code of Maryland

### **Notice of Proposed Action**

□

The Insurance Commissioner proposes to amend Regulation .11 under COMAR 31.09.02 Variable Life Insurance.

### **Statement of Purpose**

The purpose of this action is to amend Regulation .11 under COMAR 31.09.02 Variable Life Insurance. The proposal of this change is to clarify that an insurance producer must be licensed by the Insurance Commissioner and have life and variable lines of authority in order to sell variable life insurance products.

### **Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

### **Estimate of Economic Impact**

The proposed action has no economic impact.

### **Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

### **Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

### **Opportunity for Public Comment**

Comments may be sent to Lisa Larson, Regulations Manager, Maryland Insurance Administration, 200 St. Paul Place, Suite 2700, Baltimore, MD 21202, or call 410-468-2007, or email to [insuranceregreview.mia@maryland.gov](mailto:insuranceregreview.mia@maryland.gov), or fax to 410-468-2020. Comments will be accepted through May 10, 2020. A public hearing has not been scheduled.

### **Economic Impact Statement Part C**

A. Fiscal Year in which regulations will become effective: FY 20

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

No

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

No additional funds are necessary to implement these regulations

E. If these regulations have no economic impact under Part A, indicate reason briefly:  
The change is to clarify that an insurance producer must have life and variable lines of authority to sell variable life products, it is purely a clarifying change

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

The change is to clarify that an insurance producer must have life and variable lines of authority to sell variable life products, it is purely a clarifying change

G. Small Business Worksheet:

Attached Document:

---

## **Title 31 MARYLAND INSURANCE ADMINISTRATION**

### **Subtitle 09 LIFE INSURANCE AND ANNUITIES**

#### **Chapter 02 Variable Life Insurance**

Authority: Insurance Article, §§2-109 and 16-601—16-603, Annotated Code of Maryland

##### **.11 Qualification of Producers for the Sale of Variable Life Insurance.**

A. Qualification to Sell Variable Life Insurance.

(1) (text unchanged)

(2) A person may not solicit, sell, or act or aid in any manner in the negotiation of a variable life insurance policy unless such person has been so qualified in accordance with the provisions of Insurance Article, §§10-105 and 10-109, Annotated Code of Maryland, and is licensed by the Commissioner to act as a producer *with life and variable lines of authority* [of life insurance policies].

B. – C. (text unchanged)