



NEW YORK STATE  
DEPARTMENT of  
FINANCIAL SERVICES

Andrew M. Cuomo  
Governor

Maria T. Vullo  
Superintendent

**ACTUARIAL OPINION AND MEMORANDUM & RISK BASED CAPITAL CHECKLIST**  
December 31, 2016

**Instructions:** This checklist must be submitted from the Appointed Actuary's e-mail account to the [Albany Life Bureau](#) by March 1<sup>st</sup>. This submission should be independent of all other submission materials. Separate e-mail should be submitted for each legal entity. The subject line of the e-mail should include: COMPANY NAME, NAIC CODE, AND "AOM CHECKLIST". If the Company is granted an extension for an initial memorandum filing, enter "on extension until [extension date]" in the source file(s) field. An updated Checklist should accompany the submission of all files on extension. Note: Extensions only apply to Actuarial Memoranda; Actuarial Opinions must be filed by March 1<sup>st</sup>.

Company Name \_\_\_\_\_

NAIC Code \_\_\_\_\_ Appointed Actuary \_\_\_\_\_

**REGULATION 126 ACTUARIAL OPINION & MEMORANDUM SUBMISSION**

Under which Section did the Company file their Regulation 126 Actuarial Opinion? (Section 95.7 or 95.8) \_\_\_\_\_  
If filing a 95.8 Actuarial Opinion, did you receive an extension for filing your Actuarial Memorandum? \_\_\_\_\_

If you received an extension, provide the date of the Department's approval and identify the name and location of the source file for the Summary of Results of the Company's Asset Adequacy Analysis.

**REGULATION 127, 128, 147 AND 179 SUBMISSIONS**

Does the Company have any market value adjusted (MVA) annuities on their books? \_\_\_\_\_  
If yes, under which Section did the Company establish reserves for their MVA annuities? (44.11(b), (c) or (d)) \_\_\_\_\_

**Please note:** Companies that establish reserves for MVA annuities in accordance with Sections 44.11(b) or 44.11(c) are required to file a Regulation 127 Actuarial Opinion and Memorandum.

Is the Company required to file a Regulation 128 Actuarial Opinion & Memorandum? \_\_\_\_\_  
Is the Company required to file a Regulation 147 X-Factor Actuarial Opinion & Report? \_\_\_\_\_  
Does the Company have Universal Life with Secondary Guarantees which is subject to Section 98.9(c)(2)(viii)(j) of Regulation 147? If yes, a Stand-alone Asset Adequacy Analysis (AAA) is required. \_\_\_\_\_  
Does the Company use the 2001 CSO Preferred Mortality Tables to establish reserves for any of its policies? \_\_\_\_\_  
(If yes, the Company is required to file an actuarial certification and accompanying report per Section 100.10(b) of Regulation 179)

For all Actuarial Opinions and Memoranda filed, complete the chart below. Use separate lines for Opinion and Memorandum documents. "Source files" should include the file name and location (e.g., CD #1, e-mail, etc.). Additional rows may be added as necessary.

Reg. #	Business	Opining Actuary	Date Signed	Confidentiality Requested?(Y/N)	Source File(s)
126 Opinion					
126 Memo					
127 Opinion					
127 Memo					
128 Opinion					
128 Memo					
147 X-Factor Opinion					
147 X-Factor Report					
147 Stand-alone ULSG Opinion					
147 Stand-alone AAA					
179 Certification					
179 Report					
AG 43 Certification					
AG 43 Memo					
AG43 Management Certification					

**RISK BASED CAPITAL**

Was the Company required to perform C-3 Phase I testing for Life Risk Based Capital? \_\_\_\_\_  
Was the Company required to perform C-3 Phase II testing for Life Risk Based Capital? \_\_\_\_\_

**SPECIAL CONSIDERATIONS LETTER RESPONSE**

Identify the location of the response to the Department's Special Considerations Letter for 12/31/2016 Reserves

**GUIDANCE**

Questions concerning this checklist should be directed via e-mail to [Matthew Ryan](#), (Associate Actuary – Life) or by phone at (518) 474-7929.

AOMCHKLST