

SERFF Tracking Number: MALI-125799860 State: Arkansas
Filing Company: Mutual of America Life Insurance Company State Tracking Number: 40657
Company Tracking Number:
TOI: A03G Group Annuities - Deferred Variable Sub-TOI: A03G.002 Flexible Premium
Product Name: TDA-2006-A2
Project Name/Number: TDA-2006-A2/

Filing at a Glance

Company: Mutual of America Life Insurance Company

Product Name: TDA-2006-A2 SERFF Tr Num: MALI-125799860 State: ArkansasLH
TOI: A03G Group Annuities - Deferred Variable SERFF Status: Closed State Tr Num: 40657
Sub-TOI: A03G.002 Flexible Premium Co Tr Num: State Status: Approved-Closed
Filing Type: Form Co Status: Reviewer(s): Linda Bird
Authors: Robert Thode, Patrick Schutte Disposition Date: 10/24/2008
Date Submitted: 10/22/2008 Disposition Status: Approved
Implementation Date Requested: 01/01/2009 Implementation Date:

State Filing Description:

General Information

Project Name: TDA-2006-A2 Status of Filing in Domicile: Authorized
Project Number: Date Approved in Domicile: 10/10/2008
Requested Filing Mode: Review & Approval Domicile Status Comments:
Explanation for Combination/Other: Market Type: Group
Submission Type: New Submission Group Market Size: Small and Large
Overall Rate Impact: Group Market Type:
Filing Status Changed: 10/24/2008
State Status Changed: 10/24/2008 Deemer Date:
Corresponding Filing Tracking Number:
Filing Description:
This form is being filed as nonexempt.

We are filing the above-captioned form for your approval. This form is new and, when approved, will be used on a general basis as set forth below.

Amendment form TDA-2006-A2 will amend Group Annuity Contract TDA-2006, approved by your Department on 04/26/2007.

SERFF Tracking Number:	MALI-125799860	State:	Arkansas
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As a result of the new final Regulations issued by the Internal Revenue Service under Internal Revenue Code Section 403(b), employers sponsoring Section 403(b) plans or arrangements are finding it extremely advantageous to consolidate assets of all participants into one custodial account and/or contract. In this regard, the above-captioned amendment has been requested by a number of our current clients and also a number of potential clients.

The enclosed amendment revises Subsection 7.3, Effects of Discontinuance. This amendment retains the requirement for individual participant transfer requests for participants who are entitled to benefits under the Contract prior to the effective date of this amendment, while allowing a Contract Holder, for any participants who first become entitled to benefits on or after the effective date of this amendment, to discontinue the Contract by transferring all account values in the Contract to a designated insurance company or custodian. It also permits the Contract Holder, if the plan is terminated, to (a) elect that all account values be distributed to the Participants in a single sum and/or (b) purchase annuity benefits for the Participants.

Company and Contact

Filing Contact Information

Patrick Schutte, Asst. Document Specialist	patrick.schutte@mutualofamerica.com
320 Park Ave.	(212) 224-1124 [Phone]
New York, NY 10022	(212) 224-2507[FAX]

Filing Company Information

Mutual of America Life Insurance Company	CoCode: 88668	State of Domicile: New York
320 Park Ave	Group Code:	Company Type:
New York, NY 10022	Group Name:	State ID Number:
(212) 224-1600 ext. 1520[Phone]	FEIN Number: 13-1614399	

Filing Fees

Fee Required?	Yes
Fee Amount:	\$20.00
Retaliatory?	No
Fee Explanation:	1 Rider = \$20.00
Per Company:	No

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COMPANY	AMOUNT	DATE PROCESSED	TRANSACTION #
Mutual of America Life Insurance Company	\$20.00	10/22/2008	23405202

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Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Approved	Linda Bird	10/24/2008	10/24/2008

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Disposition

Disposition Date: 10/24/2008

Implementation Date:

Status: Approved

Comment:

Rate data does NOT apply to filing.

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Item Type	Item Name	Item Status	Public Access
Supporting Document	Certification/Notice		Yes
Supporting Document	Application		No
Supporting Document	Life & Annuity - Acturial Memo		No
Supporting Document	COVER LETTER		Yes
Form	TDA-2006-A2		Yes

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Form Schedule

Lead Form Number: TDA-2006-A2

Review Status	Form Number	Form Type	Form Name	Action	Action Specific Data	Readability	Attachment
	TDA-2006-A2	Policy/Contract/Fraternal Certificate: Amendment, Insert Page, Endorsement or Rider	TDA-2006-A2	Initial		53	TDA-2006-A2.pdf Statement of Variability TDA-2006-A2.pdf

MUTUAL OF AMERICA LIFE INSURANCE COMPANY

[320 PARK AVENUE NEW YORK NY 10022-6839 • 212 224 1600]

(hereafter called the "Company")

Group annuity contract TDA-2006 between the Company and [ABC Company] is hereby amended, effective as of [January 1, 2009][the Effective Date], as follows:

Subsection 7.3 of this Contract is deleted and replaced with the following:

7.3 Effects Of Discontinuance

Discontinuance of this Contract shall not relieve the Contract Holder of obligations incurred by it before this Contract was discontinued. Accordingly, after this Contract is discontinued, all provisions of this Contract shall continue to apply, subject to the following:

- (a) No further amounts shall be contributed under this Contract on behalf of Participants, except for the contribution of any required amounts due under the terms of the Plan prior to the date this Contract was discontinued, or for any repayments of Participant loans.
- (b) (i) For Participants who are not entitled to any benefits under this Contract prior to the effective date of this amendment, the Contract Holder may elect, by Notice, that the Account Values for all such Participants be paid to the insurance company or custodian designated in such Notice to hold the assets of the Plan in a Section 403(b) of the Code annuity contract or custodial account. If such election is made and if the Notice is accompanied by a certified copy of a board resolution authorizing the transfer to the designated payee, the Company shall withdraw the Account Values for all such Participants and upon such withdrawal, subject to subsection 4.6 of this Contract, pay the amounts so withdrawn to the designated payee in a single sum. Such withdrawal shall be made within 30 days of the date of the Valid Transaction Date unless the Contract Holder requests a later date.
(ii) For Participants who are entitled to any benefits under this Contract prior to the effective date of this amendment, the Contract Holder may elect, by Notice, that the Account Values for all such Participants be paid to the insurance company or custodian designated in such Notice. If such election is made and if the Notice is accompanied by an individual transfer request from each such Participant and a certified copy of a board resolution authorizing the transfer to the designated payee, the Company shall withdraw the Account Values for each such Participant and upon such withdrawal, subject to subsection 4.6 of this Contract, pay the amounts so withdrawn to the designated payee in a single sum. Such withdrawal shall be made within 30 days of the date of the Valid Transaction Date unless the Contract Holder requests a later date. Account Values for all Participants for whom no individual transfer request is received shall continue to be held under this Contract and subject to its terms.
- (c) Notwithstanding subsection 4.2 of this Contract, under a plan to terminate the Plan the Contract Holder may elect by Notice, subject to the provisions of the Plan and all applicable requirements of the Code, that all Account Values be distributed to the Participants in a single sum and/or be used to purchase annuity benefits for the Participants. Within 30 days of the Valid Transaction Date, unless the Contract Holder requests a later date, the Company shall withdraw the Account Values and make the single sum distributions and/or purchase the annuity benefits as elected by the Participants. If no annuity benefits are available under the Plan, the Contract Holder may direct that all distributions be made in single sums and Participant elections are not required.
- (d) Notwithstanding any other provision of this Contract, if this Contract is discontinued all administrative services to the Contract Holder shall terminate without notification to the Contract Holder.

This amendment is executed at New York, New York.


Vice President

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**DESCRIPTION OF ILLUSTRATIVE AND
VARIABLE LANGUAGE (09/11/2008)
FOR
TDA-2006-A2**

1. On the face page of the amendment, the Company's address and telephone number are bracketed to permit any changes that may occur to this information in future new issues of the amendment.
2. The Contract Holder's name and effective date of the amendment are bracketed to allow for client-specific information.
3. The name/title of the officer of the Company are bracketed to reflect any changes in this information at the time the amendment is issued, but the amendment shall always be signed by an officer of the Company.

MUTUAL OF AMERICA LIFE INSURANCE COMPANY

[320 PARK AVENUE NEW YORK NY 10022-6839 • 212 224 1600]

1

(hereafter called the "Company")

Group annuity contract TDA-2006 between the Company and [ABC Company] is hereby amended, effective as of [January 1, 2009][the Effective Date], as follows:

2 Subsection 7.3 of this Contract is deleted and replaced with the following:

7.3 Effects Of Discontinuance

Discontinuance of this Contract shall not relieve the Contract Holder of obligations incurred by it before this Contract was discontinued. Accordingly, after this Contract is discontinued, all provisions of this Contract shall continue to apply, subject to the following:

- (a) No further amounts shall be contributed under this Contract on behalf of Participants, except for the contribution of any required amounts due under the terms of the Plan prior to the date this Contract was discontinued, or for any repayments of Participant loans.
- (b) (i) For Participants who are not entitled to any benefits under this Contract prior to the effective date of this amendment, the Contract Holder may elect, by Notice, that the Account Values for all such Participants be paid to the insurance company or custodian designated in such Notice to hold the assets of the Plan in a Section 403(b) of the Code annuity contract or custodial account. If such election is made and if the Notice is accompanied by a certified copy of a board resolution authorizing the transfer to the designated payee, the Company shall withdraw the Account Values for all such Participants and upon such withdrawal, subject to subsection 4.6 of this Contract, pay the amounts so withdrawn to the designated payee in a single sum. Such withdrawal shall be made within 30 days of the date of the Valid Transaction Date unless the Contract Holder requests a later date.
(ii) For Participants who are entitled to any benefits under this Contract prior to the effective date of this amendment, the Contract Holder may elect, by Notice, that the Account Values for all such Participants be paid to the insurance company or custodian designated in such Notice. If such election is made and if the Notice is accompanied by an individual transfer request from each such Participant and a certified copy of a board resolution authorizing the transfer to the designated payee, the Company shall withdraw the Account Values for each such Participant and upon such withdrawal, subject to subsection 4.6 of this Contract, pay the amounts so withdrawn to the designated payee in a single sum. Such withdrawal shall be made within 30 days of the date of the Valid Transaction Date unless the Contract Holder requests a later date. Account Values for all Participants for whom no individual transfer request is received shall continue to be held under this Contract and subject to its terms.
- (c) Notwithstanding subsection 4.2 of this Contract, under a plan to terminate the Plan the Contract Holder may elect by Notice, subject to the provisions of the Plan and all applicable requirements of the Code, that all Account Values be distributed to the Participants in a single sum and/or be used to purchase annuity benefits for the Participants. Within 30 days of the Valid Transaction Date, unless the Contract Holder requests a later date, the Company shall withdraw the Account Values and make the single sum distributions and/or purchase the annuity benefits as elected by the Participants. If no annuity benefits are available under the Plan, the Contract Holder may direct that all distributions be made in single sums and Participant elections are not required.
- (d) Notwithstanding any other provision of this Contract, if this Contract is discontinued all administrative services to the Contract Holder shall terminate without notification to the Contract Holder.

This amendment is executed at New York, New York.

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Vice President

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Rate Information

Rate data does NOT apply to filing.

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Supporting Document Schedules

Satisfied -Name: Certification/Notice

Comments:

Attachment:

Readability Certification TDA-2006-A2.pdf

Review Status:

09/02/2008

Satisfied -Name: COVER LETTER

Comments:

Attachment:

Arkansas Cover Letter TDA-2006-A2.pdf

Review Status:

10/15/2008

MUTUAL OF AMERICA
LIFE INSURANCE COMPANY

MUTUAL OF AMERICA

320 PARK AVENUE
NEW YORK NY 10022-6839
212 224 1600
212 224 2500 FAX

CERTIFICATION OF COMPLIANCE READABILITY REQUIREMENTS

I hereby certify that the form(s) indicated below meet the standards of readability.

The form(s) indicated below have attained the computed Flesch score shown for the form(s).

FORM(S) CONTAINED IN THIS FILING AND FLESCH SCORE:

TDA-2006-A2

53.488

DATE: 9/10/2008

Robert Thode
Manager
State Compliance & Govt. Regulations

0751 a--5

GENERAL

320 PARK AVENUE
NEW YORK NY 10022-6839
212 224 1600
212 224 2500 FAX

October 23, 2008

Julie Bowman
Commissioner of Insurance
Arkansas Department of Insurance
1200 West 3rd Street
Little Rock, AR 72201-1904

NAIC No. 88668

Re: Form No. TDA-2006-A2

Dear Ms. Bowman:

This form is being filed as nonexempt.

We are filing the above-captioned form for your approval. This form is new and, when approved, will be used on a general basis as set forth below.

Amendment form TDA-2006-A2 will amend Group Annuity Contract TDA-2006, approved by your Department on 04/26/2007.

As a result of the new final Regulations issued by the Internal Revenue Service under Internal Revenue Code Section 403(b), employers sponsoring Section 403(b) plans or arrangements are finding it extremely advantageous to consolidate assets of all participants into one custodial account and/or contract. In this regard, the above-captioned amendment has been requested by a number of our current clients and also a number of potential clients.

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Thank you for reviewing this submission. If you have any questions, please call me at (212) 224-1124 or e-mail me at patrick.schutte@mutualofamerica.com.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patrick Schutte', with a stylized flourish at the end.

Patrick Schutte
Assistant Document Specialist
State Compliance & Government Regulations