

SERFF Tracking Number: GEFA-126259457 State: Arkansas
Filing Company: Genworth Life and Annuity Insurance Company State Tracking Number: 43166
Company Tracking Number: P5357 08/09
TOI: A03I Individual Annuities - Deferred Variable Sub-TOI: A03I.002 Flexible Premium
Product Name: Payment Choice Endorsement
Project Name/Number: Payment Choice Endorsement/P5357 08/09

Filing at a Glance

Company: Genworth Life and Annuity Insurance Company

Product Name: Payment Choice Endorsement SERFF Tr Num: GEFA-126259457 State: Arkansas

TOI: A03I Individual Annuities - Deferred Variable SERFF Status: Closed-Approved- State Tr Num: 43166
Closed

Sub-TOI: A03I.002 Flexible Premium Co Tr Num: P5357 08/09 State Status: Approved-Closed

Filing Type: Form

Author: Brenda Bond

Reviewer(s): Linda Bird

Date Submitted: 08/10/2009

Disposition Date: 08/12/2009

Disposition Status: Approved-

Closed

Implementation Date:

Implementation Date Requested: On Approval

State Filing Description:

General Information

Project Name: Payment Choice Endorsement

Status of Filing in Domicile: Pending

Project Number: P5357 08/09

Date Approved in Domicile:

Requested Filing Mode: Review & Approval

Domicile Status Comments:

Explanation for Combination/Other:

Market Type: Individual

Submission Type: New Submission

Group Market Size:

Overall Rate Impact:

Group Market Type:

Filing Status Changed: 08/12/2009

Explanation for Other Group Market Type:

State Status Changed: 08/12/2009

Deemer Date:

Created By: Brenda Bond

Submitted By: Brenda Bond

Corresponding Filing Tracking Number:

Filing Description:

Re: Genworth Life and Annuity Insurance Company

NAIC Group 350, Company 65536

P5357 08/09, Individual Retirement Annuity Payment Choice Endorsement

We are submitting the referenced form for your review and approval. This form, when approved, will replace P5357 06/07, approved on 08/07/07.

SERFF Tracking Number: GEFA-126259457 State: Arkansas
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This endorsement may be used with future issues of approved individual flexible premium variable deferred annuity contracts that are issued as individual retirement annuity contracts. It adds an additional payment choice to the Death Provisions.

We may also offer this endorsement with future contracts approved by your Department.

Changes from the previous version – under the Death Provisions section in the Special Rules paragraph, second bullet
First sentence: The first distribution must be on or before (added on or before)
Second sentence: changed “within 350 days from the date of death” to read “on or before December 15th of the year following the original IRA owner’s death.”

We have bracketed certain information within the endorsements to indicate variability. These items are bracketed to indicate that we may change them for future issues without having to resubmit the endorsements to your Department for approval. Each item is addressed in the Statement of Variability.

The issue ages 0-90 or as dictated by the underlying contract.

Licensed agents and brokers selling through traditional distribution systems, as well as to customers of financial institutions, will market the underlying variable annuity products.

A readability certification has not been included with this submission as these forms will be added to contracts that are regulated as a security by the Securities and Exchange Commission (SEC) and are not subject to readability requirements.

If there are any questions, please contact me using the information provided below.

Sincerely,

Brenda Bond
Contract Analyst
email: brenda.bond@genworth.com
Phone: (804) 922-5133

Company and Contact

Filing Contact Information

Brenda Bond, Contract Analyst brenda.bond@genworth.com

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6610 W Broad Street 804-922-5133 [Phone]
 RI&I - 3rd Floor 804-281-6916 [FAX]
 Richmond, VA 23230

Filing Company Information

Genworth Life and Annuity Insurance Company CoCode: 65536 State of Domicile: Virginia
 6620 W Broad Street Group Code: 350 Company Type: LifeHealth &
 Annuity
 Richmond, VA 23230 Group Name: State ID Number:
 (804) 281-6600 ext. [Phone] FEIN Number: 54-0283385

Filing Fees

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

COMPANY	AMOUNT	DATE PROCESSED	TRANSACTION #
Genworth Life and Annuity Insurance Company	\$20.00	08/10/2009	29736907

SERFF Tracking Number: GEFA-126259457 State: Arkansas
Filing Company: Genworth Life and Annuity Insurance Company State Tracking Number: 43166
Company Tracking Number: P5357 08/09
TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium
Product Name: Payment Choice Endorsement
Project Name/Number: Payment Choice Endorsement/P5357 08/09

Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Approved-Closed	Linda Bird	08/12/2009	08/12/2009

SERFF Tracking Number: GEFA-126259457 State: Arkansas
Filing Company: Genworth Life and Annuity Insurance Company State Tracking Number: 43166
Company Tracking Number: P5357 08/09
TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium
Product Name: Payment Choice Endorsement
Project Name/Number: Payment Choice Endorsement/P5357 08/09

Disposition

Disposition Date: 08/12/2009

Implementation Date:

Status: Approved-Closed

Comment:

Rate data does NOT apply to filing.

SERFF Tracking Number: GEFA-126259457 State: Arkansas
 Filing Company: Genworth Life and Annuity Insurance Company State Tracking Number: 43166
 Company Tracking Number: P5357 08/09
 TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium
 Product Name: Payment Choice Endorsement
 Project Name/Number: Payment Choice Endorsement/P5357 08/09

Schedule	Schedule Item	Schedule Item Status	Public Access
Supporting Document	Flesch Certification		Yes
Supporting Document	Application		No
Supporting Document	Life & Annuity - Actuarial Memo		No
Supporting Document	Variability		Yes
Supporting Document	Fee Form		Yes
Form	Payment Choice Endorsement		Yes

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 Company Tracking Number: P5357 08/09
 TOI: A031 Individual Annuities - Deferred Variable Sub-TOI: A031.002 Flexible Premium
 Product Name: Payment Choice Endorsement
 Project Name/Number: Payment Choice Endorsement/P5357 08/09

Form Schedule

Lead Form Number: P5357 08/09

Schedule Item Status	Form Number	Form Type Form Name	Action	Action Specific Data	Readability	Attachment
	P5357 08/09	Policy/Cont Payment Choice ract/Fratern Endorsement al Certificate: Amendmen t, Insert Page, Endorseme nt or Rider	Initial		0.000	P5357_0809_Final.pdf

**INDIVIDUAL RETIREMENT ANNUITY
PAYMENT CHOICE ENDORSEMENT**

This endorsement amends the Contract to which it is attached by adding a *Definition* to the DEFINITIONS section and an additional *Payment Choice* in the [Distribution Rules When Death Occurs Before Income Payments Begin] under the Death Provisions section. Any reference herein to Contract also means Policy.

DEFINITIONS

Inherited Owner – For purposes of this endorsement an Inherited Owner is any Designated Beneficiary receiving death proceeds from the Contract or any beneficiary receiving death proceeds from any other individual retirement plan. A surviving spouse may elect to be treated as an Inherited Owner in lieu of exercising spousal continuation. The Inherited Owner will be named the Annuitant at election of the payment choice.

DEATH PROVISIONS

Payment Choices, in the [Distribution Rules When Death Occurs Before Income Payments Begin], under the DEATH PROVISIONS section of the Contract is amended by adding the following language:

- (4) Apply the death proceeds to provide for an annual payment equal to the Minimum Annual Income, described below. Payments will continue annually on the distribution date selected by the Inherited Owner, subject to Special Rules stated below until the death of the Inherited Owner or the Contract Value is reduced to \$0. Upon death of the Inherited Owner, the person or entity named by the Inherited Owner or, if no one is named, the Inherited Owner's estate may receive the remaining Contract Value. The recipient may take the Contract Value as a lump sum or continue to receive the annual payment on the distribution date equal to the Minimum Annual Income until the Contract Value is reduced to \$0.

The Minimum Annual Income is the amount withdrawn each year to satisfy section 408(b)(3) of the Code. The Minimum Annual Income will be based on the applicable distribution period for required minimum distributions after death, as provided in section 1.401(a)(9)-5 A-5 of the Income Tax Regulations.

Special Rules for this payment choice only:

- This payment choice cannot be selected if the Minimum Annual Income would be less than \$100.
- The Inherited Owner must elect a distribution date on which payments will be made. If the Inherited Owner is the surviving spouse of the original IRA owner within the meaning of section 401(a)(9)(B)(iv) of the Code, then the first distribution date elected must be on or before the later of either: (i) December 15th of the year in which the deceased would have been age 70 ½ or (ii) December 15th of the year following the original IRA owner's death. If the Inherited Owner is not the surviving spouse of the original IRA owner, then the first distribution date elected must be on or before December 15th of the year following the original IRA owner's death. If the surviving spouse dies before the first distribution date, the first distribution date under this rider will be determined by treating

- death of the surviving spouse as death of the original IRA owner and the surviving spouse's Designated Beneficiary as the Inherited Owner.
- Amounts paid to satisfy the Minimum Annual Income will not be subject to surrender charges. Surrender charges will apply to amounts withdrawn above the Minimum Annual Income.
- Optional living benefit and death benefit riders are not available with this Payment Choice.
- Additional premiums may not be added with this Payment Choice

Under this Payment Choice, the Contract will terminate upon payment of the entire Contract Value.

For Genworth Life and Annuity Insurance Company,

[]

President

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Supporting Document Schedules

	Item Status:	Status Date:
Satisfied - Item: Flesch Certification		
Comments:		
Attachment: ARcomp.pdf		

	Item Status:	Status Date:
Bypassed - Item: Application		
Bypass Reason: Not applicable on this endorsement filing.		
Comments:		

	Item Status:	Status Date:
Bypassed - Item: Life & Annuity - Acturial Memo		
Bypass Reason: Not a requirement on this endorsement filing.		
Comments:		

	Item Status:	Status Date:
Satisfied - Item: Variability		
Comments:		
Attachment: COV.pdf		

	Item Status:	Status Date:
Satisfied - Item: Fee Form		
Comments:		
Attachment: ARfee.pdf		

ARKANSAS CERTIFICATION

P5357 08/09, Individual Retirement Annuity Payment Choice Endorsement

The Company certifies that we will maintain compliance with Rule and Regulation 19 (Unfair Sex Discrimination).

The Company certifies that we will maintain compliance with Rule and Regulation 49 (Life and Health Guaranty Association Notices).

The Company certifies that we will maintain compliance with requirements on Consumer Information Notices.

A Flesch score readability certification has not been included as these forms will be added to contracts that are regulated as a security by the Securities and Exchange Commission (SEC) and are not subject to readability requirements.

For Genworth Life and Annuity Insurance Company

A handwritten signature in cursive script that reads "Paul Loveland".

Paul Loveland
Vice President Product Compliance

CERTIFICATION OF VARIABILITY
Genworth Life and Annuity Insurance Company
August 10, 2009

We have bracketed certain information within the above-mentioned forms to indicate variability. We certify that these forms will never reflect a lesser benefit or amount than what your state mandates. We certify that the ranges for the bracketed items contained in the endorsements are as follows:

P5357 08/09, Individual Retirement Annuity Payment Choice Endorsement

Distribution Rules When Death Occurs Before Income Payments Begin:

Because of the language variation in base contracts, this will variation will read as either "Distribution Rules When Death Occurs Before Income Payments Begin, "Distribution Rules When Death Occurs Before Annuity Commencement Date" or "Distribution When Death Occurs Before the Annuity Commencement Date."

Officer Signature: Our current president's signature will appear.

None of the above mentioned items will be bracketed when the contract is issued. Any change in the text that is marked as variable will only be effective for future issues. We certify that our use of variability will be administered in a uniform and non-discriminatory manner and will not result in unfair discrimination.



Paul Loveland
Vice President, Product Compliance

ATTN: LIFE & HEALTH DIVISION, ARKANSAS INSURANCE DEPARTMENT

Company Name: Genworth Life and Annuity Insurance Company

Company NAIC Code: Group 350, Company 65536

Company Contact Person&Telephone #: Brenda Bond (804) 922-5133

* INSURANCE DEPARTMENT USE ONLY *

* * *

* ANALYST: _____ AMOUNT: _____ ROUTE SLIP: _____ *

ALL FEES ARE PER EACH INSURER. PER ANNUAL STATEMENT LINE OF BUSINESS UNLESS OTHERWISE INDICATED.

FEE SCHEDULE FOR ADMITTED INSURERS

RATE/FORM FILINGS

Life and/or Disability policy form filing and review, per each policy, contract, annuity form, per each insurer, per each filing. _ X \$ 50=
**Retaliatory

Life and/or Disability - Filing and review of each rate filing or loss ratio guarantee filing, per each insurer. *_X\$ 50=
**Retaliatory

Life and/or Disability Policy, Contract or Annuity Forms: Filing and review of each certificate, rider, endorsement or application if each is filed separately from the basic form. **1 X \$20= \$20**
**Retaliatory

Life and/or Disability: Filing and review of Insurer's advertisements, per advertisement, per each insurer. *_X\$ 25=
**Retaliatory

AMEND CERTIFICATE OF AUTHORITY

Review and processing of information to amend an Insurer's Certificate of Authority. *_X\$400=

Filing to amend Certificate of Authority. ***_X\$100=