

State: Arkansas **Filing Company:** New York Life Insurance and Annuity Corporation
TOI/Sub-TOI: A05I Individual Annuities- Immediate Non-Variable/A05I.000 Annuities - Immediate Non-variable
Product Name: Lowering Minimum Initial Premium on Individual Annuities
Project Name/Number: Lowering Minimum Initial Premium on Individual Annuities/

Filing at a Glance

Company: New York Life Insurance and Annuity Corporation
Product Name: Lowering Minimum Initial Premium on Individual Annuities
State: Arkansas
TOI: A05I Individual Annuities- Immediate Non-Variable
Sub-TOI: A05I.000 Annuities - Immediate Non-variable
Filing Type: Form
Date Submitted: 01/03/2013
SERFF Tr Num: NYLA-128833573
SERFF Status: Closed-Accepted For Informational Purposes
State Tr Num:
State Status: Closed-Accepted for Informational Purposes
Co Tr Num:

Implementation: On Approval
Date Requested:
Author(s): Susan Britton, Heidi Glavac
Reviewer(s): Linda Bird (primary)
Disposition Date: 01/09/2013
Disposition Status: Accepted For Informational Purposes
Implementation Date:

State Filing Description:

State: Arkansas **Filing Company:** New York Life Insurance and Annuity Corporation
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General Information

Project Name: Lowering Minimum Initial Premium on Individual Status of Filing in Domicile: Pending Annuities

Project Number:

Date Approved in Domicile:

Requested Filing Mode: Informational

Domicile Status Comments:

Explanation for Combination/Other:

Market Type: Individual

Submission Type: New Submission

Individual Market Type:

Overall Rate Impact:

Filing Status Changed: 01/09/2013

State Status Changed: 01/09/2013

Deemer Date:

Created By: Heidi Glavac

Submitted By: Heidi Glavac

Corresponding Filing Tracking Number:

Filing Description:

This informational filing is being made to lower the minimum initial premium payment from \$10,000 to \$5,000 on some of our individual annuity products. Additional details are outlined in the attached cover letter.

Company and Contact

Filing Contact Information

Heidi Glavac, Senior Contract Consultant heidi_v_glavac@newyorklife.com
 1 Rockwood Road 603-869-2003 [Phone]
 Sleepy Hollow, NY 10591 914-846-4316 [FAX]

Filing Company Information

New York Life Insurance and Annuity Corporation
 1 Rockwood Road
 3N738
 Sleepy Hollow, NY 10591
 (914) 846-3508 ext. [Phone]

CoCode: 91596
 Group Code: 826
 Group Name:
 FEIN Number: 13-3044743

State of Domicile: Delaware
 Company Type:
 State ID Number:

Filing Fees

Fee Required? No

Retaliatory? No

Fee Explanation:

SERFF Tracking #:

NYLA-128833573

State Tracking #:

Company Tracking #:

State:

Arkansas

Filing Company:

New York Life Insurance and Annuity Corporation

TOI/Sub-TOI:

A05I Individual Annuities- Immediate Non-Variable/A05I.000 Annuities - Immediate Non-variable

Product Name:

Lowering Minimum Initial Premium on Individual Annuities

Project Name/Number:

Lowering Minimum Initial Premium on Individual Annuities/

Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Accepted For Informational Purposes	Linda Bird	01/09/2013	01/09/2013

SERFF Tracking #:

NYLA-128833573

State Tracking #:

Company Tracking #:

State: Arkansas
TOI/Sub-TOI: A05I Individual Annuities- Immediate Non-Variable/A05I.000 Annuities - Immediate Non-variable
Product Name: Lowering Minimum Initial Premium on Individual Annuities
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Filing Company: New York Life Insurance and Annuity Corporation

Disposition

Disposition Date: 01/09/2013

Implementation Date:

Status: Accepted For Informational Purposes

Comment:

Rate data does NOT apply to filing.

Schedule	Schedule Item	Schedule Item Status	Public Access
Supporting Document	Flesch Certification		No
Supporting Document	Application		No
Supporting Document	Life & Annuity - Acturial Memo		No
Supporting Document	Statements of Variability		Yes
Supporting Document	Cover Letter		Yes

SERFF Tracking #:

NYLA-128833573

State Tracking #:

Company Tracking #:

State: Arkansas
TOI/Sub-TOI: A05I Individual Annuities- Immediate Non-Variable/A05I.000 Annuities - Immediate Non-variable
Product Name: Lowering Minimum Initial Premium on Individual Annuities
Project Name/Number: Lowering Minimum Initial Premium on Individual Annuities/

Filing Company: New York Life Insurance and Annuity Corporation

Supporting Document Schedules

		Item Status:	Status Date:
Satisfied - Item:	Statements of Variability		
Comments:	Attached are revised Statements of Variability.		
Attachment(s):			
SOV 211-P100.pdf SOV 211-P101.pdf SOV App 211-A100.pdf SOV App 211-A101.pdf SOV-App 211-A102 Non-Compact.pdf SOV-App 211-A109 Non-Compact.pdf SOV-App 211-A110 Non-Compact.pdf			

		Item Status:	Status Date:
Satisfied - Item:	Cover Letter		
Comments:			
Attachment(s):			
Cover Letter-AR.pdf			

New York Life Insurance and Annuity Corporation

**Statement of Variability For
Individual Deferred Paid-Up Fixed Annuity Policy
Form Number 211-P100**

The following comments describe the nature and scope of the variable material denoted with brackets on the Policy's Front and Back Cover and the Policy Data Page. The "Bracketed Information" typically corresponds to the headings found on the Policy Covers and Policy Data Page. When applicable, ranges and/or alternate text is provided. The actual Policy Data Page a policy owner receives will reflect only the information based on that policy owner's elections at the time of purchase of the policy. Any use of variability shall be administered in accordance with the Explanation of Variability in a uniform and non-discriminatory manner and should not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
Annuitant Name Policy Number Policy Date	Cover Page & Data Page	To allow for flexibility in changing the applicable information for each policy issued. NYLIAC may choose not to reflect this information on the cover page since it is also reflected in the Policy Data Page.
Executive Office/Home Office Addresses	Front/Back Cover Page & Data Page	To allow for flexibility in changing this information should NYLIAC's Executive or Home Office location change.
Officer Title & Signature:	Cover Page	The information is bracketed to allow for flexibility in changing the officer's signature(s) and/or title(s). The signatures and titles shown are those in effect at the time of this form filing.
Customer Service Phone Number	Cover Page	To facilitate changes to the toll-free telephone numbers applicable to NYLIAC's various customer service offices.
Access To Funds/Death Benefit	Cover Page	To allow for the flexibility of displaying the applicable provision based on the Annuity Income Option selected. When the Annuity Income Option selected is "Life Only", the following text will display: "This Policy does not provide access to funds prior to the Annuity Commencement Date and does not provide death benefits either prior to or after the Annuity Commencement Date." When the Annuity Income Option selected is other than "Life Only", the following text will display: "This Policy does not provide access to funds prior to the Annuity Commencement Date other than payment of the death benefit. If the Annuitant dies after the Annuity Commencement Date, a death benefit may be payable as described in this Policy."
Marketing Name	Cover Page	To allow for flexibility in changing the marketing name of this policy.

Plan	Policy Data Page	To facilitate changes to the plan type made available by NYLIAC and in accordance with applicable laws for tax qualified plans. The Plan type will vary depending on the market segment in which the policy is issued. All plan type options currently available are : <ul style="list-style-type: none"> • Non-Qualified • Traditional IRA • ROTH IRA
Initial Premium Payment	Policy Data Page	To facilitate changes to the initial Premium Payment used to purchase this policy. The Premium Payment range is between and including \$5,000 – unlimited. Initial Premium Payments of \$1,000,000 or more are subject to prior approval by NYLIAC.
Minimum Additional Premium Payments	Policy Data Page	The range for the Minimum Additional Premium Payments is between and including \$50-\$5,000.
Maximum Aggregate Premium Payment	Policy Data Page	The range for the Maximum Aggregate Premium Payments is between and including \$100– unlimited.
Annuity Income Payment Option	Policy Data Page	<p>To allow for the flexibility of displaying the Annuity Income Payment Option selected by the owner at the time of purchase of this annuity. In addition, to allow for flexibility in displaying the benefit language and dollar amount, the payment frequency (Payment Mode) and Reduction of Income information, if applicable, that corresponds with the income option chosen.</p> <p>The following text entries for the Annuity Income Payment Option and corresponding benefit description will display on the Policy Data Page based on the Annuity Income Payment Option chosen:</p> <p><u>For Life Only Annuity Income Payment Option</u></p> <ul style="list-style-type: none"> • Single Life Annuity for Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable only while the Annuitant is living. • Joint Life and 100% To Survivor for Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable while both Annuitants are living. Annuity Income payments will cease after the death of the last surviving Annuitant. • Joint & [Reduction of Income %] To Survivor For Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable while both Annuitants are living. [\$500] [Monthly], payable after the death of either Annuitant. If the surviving Annuitant dies, Annuity Income Payments will cease.

For Life With Cash Refund Annuity Income Payment Option

- **Single Life Annuity with Cash Refund Annuity Income Payment Option**
[\$1,000] [Monthly], payable while the Annuitant is living.

Death Benefit After The Annuity Commencement Date:

- If the sum of the Annuity Income Payments received is less than the Premium Payment(s), the difference will be paid to the Beneficiary(ies) in a single sum;
- If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s), there will be no death benefit.

- **Joint Life and 100% To Survivor with Cash Refund Annuity Income Payment Option**
[\$1,000] [Monthly], payable while either Annuitant is living

Death Benefit After The Annuity Commencement Date:

- If the sum of the Annuity Income Payments received is less than the Premium Payment(s) for this Policy, the difference will be paid to the Beneficiary(ies) in a single sum;
- If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s) for this Policy, there will be no death benefit.

For Life with Installment Refund Annuity Income Payment Option

- **Single Life Annuity with Installment Refund Annuity Income Payment Option**
\$[1,150] [Monthly], payable only while the Annuitant is living.

Death Benefit After the Annuity Commencement Date:

- If the sum of the Annuity Income Payments received is less than the Premium Payments(s), scheduled Annuity Income Payments will be paid to the Beneficiary(ies) until the income payments equal the premium(s) paid;
- If the sum of the Annuity Income Payments received equals or exceeds the premium(s), there will be no death benefit.

- **Joint & 100% To Survivor Life Annuity With Installment Refund**
[\$2,500] [Monthly], payable while either Annuitant is living.

Death Benefit After the Annuity Commencement Date:

- If the sum of the Annuity Income Payments received is less than the Premium Payment(s), scheduled Annuity Income Payments will be paid to the Beneficiary(ies) until the income payments equal the premium(s) paid;
- If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s), there will be no death benefit.

For Life Annuity with Period Certain Annuity Income Payment Option

- **Single Life Annuity With [10] Years [0] Months Period Certain Annuity Income Payment Option**

[\$900] [Monthly], payable while either Annuitant is living or for [10] Years and [0] Months, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

- **Joint Life and 100% To Survivor Life Annuity With [10] Years [0] Months Period Certain Annuity Income Payment Option.**

[\$900] [Monthly], payable while either Annuitant is living or for [10] Years and [0] Months, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

- **Joint & [Reduction of Income %] To Survivor With [10] Years [0] Months Period Certain Annuity Income Payment Option**

[\$900] [Monthly], payable while both Annuitants are living, or for [10] Years [0] Months, whichever is later. [\$450] [Monthly], payable after [10] Years [0] Months or after the death of either Annuitant, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

Note: The information bracketed above will contain the following range of information:

Payment Mode: The available payment modes for all plan types are: monthly, quarterly, semi-annual or annual. NYLIAC may limit the payment modes available for new issues only.

		<p><u>Reduction of Income % in the Period with Certain Annuity Income Option:</u> The current percentage that will display is any whole number between and including 40% and 99%. The percentage range is any whole number between and including 10% and 99%.</p> <p><u>Years and Months included in the Period with Certain Annuity Income Option:</u> For the “Year” field, a number between and including 10 years to 30 years (whole years only) will display. For the “Months” field, a number between and including 0 months to 11 months (whole months only) will display. The range for these guaranteed periods is between and including 5 year and 40 years (whole years only) and any number of months between and including 0 month and 11 months (whole months only).</p>
Annual Increase Option	Policy Data Page	<p>The Annual Increase Option must be elected at the time of purchase and is available only if the owner is 59 ½ or older on the date the first income payment is made. The minimum increase percentage available is 1.0% and the maximum is 5.0%. The increase option percentage may not be changed after the policy is issued. At some point in the future, the maximum Annual Increase Option percentage may be increased to 15%</p> <p>Any such offering will be administered in a non-discriminatory manner and will apply to new issues only</p>
Death Benefit Prior to Annuity Commencement Date	Policy Data Page	To allow for the flexibility to display the death benefit if the Annuity Income Option chosen is other than the Life Only option.
Death Benefit After Annuity Commencement Date and Death Benefit Commutation	Policy Data Page	<p>To allow for the flexibility to display the death benefit and Death Benefit Commutation, as applicable, when the Annuity Income Option chosen is other than the Life Only option.</p> <p>DBAA Interest rates are those used to calculate the commutation values of any remaining guaranteed Annuity Income Payments upon death of the Annuitant</p>
Annuity Commencement Date:	Policy Data Page	<p>The field title “Annuity Commencement Date” will display in all policies. The associated date bracketed is John Doe information.</p> <p>The following text will display below the Annuity Commencement Date when any of the Annuity Income Options, other than the “Life Only” Option is chosen:</p> <p>Earliest Accelerated Annuity Commencement Date: 13 months after the last premium payment</p> <p>Latest Deferred Annuity Commencement Date: 5 years after the original Annuity Commencement Date or Annuitant’s (oldest Joint Annuitant’s, if applicable) age [85], whichever is earlier</p> <p>The age shown above is bracketed to allow for the flexibility of showing the latest age at which the policy may be annuitized when the policy is issued as either a</p>

		<p>non-qualified or qualified plan. When the policy is issued as a non-qualified plan, age 85 will display and when issued as a qualified plan, age 70 1/2 will display.</p> <p>Adjusted Annuity Income Payments, resulting from a change to the Annuity Commencement Date, will be determined based on the factors below:</p> <p>Annuity Mortality Table</p> <p>The name of the mortality table is bracketed to allow flexibility should the mortality table change at any time after the Policy is introduced and for new issues going forward.</p> <p>Interest Rate</p> <p>Interest Rate Change Adjustment</p> <p>This Interest Rate Change Adjustment rate will vary depending on whether the policy is issued as a joint or single life plan. To accordingly allow for flexibility, the ranges for single life plans will be between and including 0.5% to 3.0%, and for joint life will be between and including 0.5% to 4.0%. At this time, the rate displayed will be 1.5% for single life policies and 2.00% for joint life policies.</p>
<p>RIDERS [AND ENDORSEMENTS] ATTACHED TO THIS POLICY ON THE POLICY DATE</p>	<p>Policy Data Page</p>	<p>To allow for flexibility should NYLIAC choose to list Riders that may be attached to each issued policy. NYLIAC may also reflect any applicable policy endorsements attached at policy issue, as such, we will include the optional text "AND ENDORSEMENTS". Should NYLIAC file and receive approval for any Riders or Endorsements for use with this Policy at a future date, we may display the applicable Rider or Endorsement in this section for new issues of the Policy.</p>
<p>All other bracketed items are John Doe information.</p>		

New York Life Insurance and Annuity Corporation

**Statement of Variability For
Individual Deferred Paid-Up Fixed Annuity Policy
Form Number 211-P101**

The following comments describe the nature and scope of the variable material denoted with brackets on the Policy's Front and Back Cover and the Policy Data Page. The "Bracketed Information" typically corresponds to the headings found on the Policy Covers and Policy Data Page. When applicable, ranges and/or alternate text is provided. The actual Policy Data Page a policy owner receives will reflect only the information based on that policy owner's elections at the time of purchase of the policy. Any use of variability shall be administered in accordance with the Explanation of Variability in a uniform and non-discriminatory manner and should not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
Annuitant Name Policy Number Policy Date	Cover Page & Data Page	To allow for flexibility in changing the applicable information for each policy issued. NYLIAC may choose not to reflect this information on the cover page since it is also reflected in the Policy Data Page.
Executive Office/Home Office Addresses	Front/Back Cover Page & Data Page	To allow for flexibility in changing this information should NYLIAC's Executive or Home Office location change.
Officer Title & Signature:	Cover Page	The information is bracketed to allow for flexibility in changing the officer's signature(s) and/or title(s). The signatures and titles shown are those in effect at the time of this form filing.
Customer Service Phone Number	Cover Page	To facilitate changes to the toll-free telephone numbers applicable to NYLIAC's various customer service offices.
Access To Funds/Death Benefit	Cover Page	To allow for the flexibility of displaying the applicable provision based on the Annuity Income Option selected. When the Annuity Income Option selected is "Life Only", the following text will display: "This Policy does not provide access to funds prior to the Annuity Commencement Date and does not provide death benefits either prior to or after the Annuity Commencement Date." When the Annuity Income Option selected is other than "Life Only", the following text will display: "This Policy does not provide access to funds prior to the Annuity Commencement Date other than payment of the death benefit. If the Annuitant dies after the Annuity Commencement Date, a death benefit may be payable as described in this Policy."
Marketing Name	Cover Page	To allow for flexibility in changing the marketing name of this policy.

Plan	Policy Data Page	To facilitate changes to the plan type made available by NYLIAC and in accordance with applicable laws for tax qualified plans. The Plan type will vary depending on the market segment in which the policy is issued. All plan type options currently available are : <ul style="list-style-type: none"> • Non-Qualified • Traditional IRA • ROTH IRA
Initial Premium Payment	Policy Data Page	To facilitate changes to the initial Premium Payment used to purchase this policy. The Premium Payment range is between and including \$5,000 – unlimited. Initial Premium Payments of \$1,000,000 or more are subject to prior approval by NYLIAC.
Minimum Additional Premium Payments	Policy Data Page	The range for the Minimum Additional Premium Payments is between and including \$50-\$5,000.
Maximum Aggregate Premium Payment	Policy Data Page	The range for the Maximum Aggregate Premium Payments is between and including \$100– unlimited.
Annuity Income Payment Option	Policy Data Page	<p>To allow for the flexibility of displaying the Annuity Income Payment Option selected by the owner at the time of purchase of this annuity. In addition, to allow for flexibility in displaying the benefit language and dollar amount, the payment frequency (Payment Mode) and Reduction of Income information, if applicable, that corresponds with the income option chosen.</p> <p>The following text entries for the Annuity Income Payment Option and corresponding benefit description will display on the Policy Data Page based on the Annuity Income Payment Option chosen:</p> <p><u>For Life Only Annuity Income Payment Option</u></p> <ul style="list-style-type: none"> • Single Life Annuity for Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable only while the Annuitant is living. • Joint Life and 100% To Survivor for Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable while both Annuitants are living. Annuity Income payments will cease after the death of the last surviving Annuitant. • Joint & [Reduction of Income %] To Survivor For Life Only Annuity Income Payment Option [\$1,000] [Monthly], payable while both Annuitants are living. [\$500] [Monthly], payable after the death of either Annuitant. If the surviving Annuitant dies, Annuity Income Payments will cease. <p><u>For Life With Cash Refund Annuity Income Payment Option</u></p>

		<ul style="list-style-type: none"> • Single Life Annuity with Cash Refund Annuity Income Payment Option [\$1,000] [Monthly], payable while the Annuitant is living. <p>Death Benefit After The Annuity Commencement Date:</p> <ul style="list-style-type: none"> • If the sum of the Annuity Income Payments received is less than the Premium Payment(s), the difference will be paid to the Beneficiary(ies) in a single sum; • If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s), there will be no death benefit. <ul style="list-style-type: none"> • Joint Life and 100% To Survivor with Cash Refund Annuity Income Payment Option [\$1,000] [Monthly], payable while either Annuitant is living <p>Death Benefit After The Annuity Commencement Date:</p> <ul style="list-style-type: none"> • If the sum of the Annuity Income Payments received is less than the Premium Payment(s) for this Policy, the difference will be paid to the Beneficiary(ies) in a single sum; • If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s) for this Policy, there will be no death benefit. <p><u>For Life with Installment Refund Annuity Income Payment Option</u></p> <ul style="list-style-type: none"> • Single Life Annuity with Installment Refund Annuity Income Payment Option \$[1,150] [Monthly], payable only while the Annuitant is living. <p>Death Benefit After the Annuity Commencement Date:</p> <ul style="list-style-type: none"> • If the sum of the Annuity Income Payments received is less than the Premium Payments(s), scheduled Annuity Income Payments will be paid to the Beneficiary(ies) until the income payments equal the premium(s) paid; • If the sum of the Annuity Income Payments received equals or exceeds the premium(s), there will be no death benefit. <ul style="list-style-type: none"> • Joint & 100% To Survivor Life Annuity With Installment Refund [\$2,500] [Monthly], payable while either Annuitant is living. <p>Death Benefit After the Annuity Commencement Date:</p> <ul style="list-style-type: none"> • If the sum of the Annuity Income Payments received is less than the Premium Payment(s), scheduled Annuity Income Payments will be paid to the Beneficiary(ies) until the income payments equal the premium(s) paid; • If the sum of the Annuity Income Payments received equals or exceeds the Premium Payment(s), there will be no death benefit. <p><u>For Life Annuity with Period Certain Annuity Income Payment Option</u></p>
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- **Single Life Annuity With [10] Years [0] Months Period Certain Annuity Income Payment Option**

[\$900] [Monthly], payable while either Annuitant is living or for [10] Years and [0] Months, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

- **Joint Life and 100% To Survivor Life Annuity With [10] Years [0] Months Period Certain Annuity Income Payment Option.**

[\$900] [Monthly], payable while either Annuitant is living or for [10] Years and [0] Months, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

- **Joint & [Reduction of Income %] To Survivor With [10] Years [0] Months Period Certain Annuity Income Payment Option**

[\$900] [Monthly], payable while both Annuitants are living, or for [10] Years [0] Months, whichever is later. [\$450] [Monthly], payable after [10] Years [0] Months or after the death of either Annuitant, whichever is later.

Death Benefit After The Annuity Commencement Date:

- If death occurs before the guaranteed period ends, scheduled Annuity Income Payments will be paid to the Beneficiary(ies) for the remainder of the guaranteed period;
- If death occurs after the guaranteed period ends, there will be no death benefit.

Note: The information bracketed above will contain the following range of information:

Payment Mode: The available payment modes for all plan types are: monthly, quarterly, semi-annual or annual. NYLIAC may limit the payment modes available for new issues only.

Reduction of Income % in the Period with Certain Annuity Income Option: The

		<p>current percentage that will display is any whole number between and including 40% and 99%. The percentage range is any whole number between and including 10% and 99%.</p> <p><u>Years and Months included in the Period with Certain Annuity Income Option:</u> For the “Year” field, a number between and including 10 years to 30 years (whole years only) will display. For the “Months” field, a number between and including 0 months to 11 months (whole months only) will display. The range for these guaranteed periods is between and including 5 year and 40 years (whole years only) and any number of months between and including 0 month and 11 months (whole months only).</p>
Annual Increase Option	Policy Data Page	<p>The Annual Increase Option must be elected at the time of purchase and is available only if the owner is 59 ½ or older on the date the first income payment is made. The minimum increase percentage available is 1.0% and the maximum is 5.0%. The increase option percentage may not be changed after the policy is issued. At some point in the future, the maximum Annual Increase Option percentage may be increased to 15%</p> <p>Any such offering will be administered in a non-discriminatory manner and will apply to new issues only</p>
Death Benefit Prior to Annuity Commencement Date	Policy Data Page	To allow for the flexibility to display the death benefit if the Annuity Income Option chosen is other than the Life Only option.
Death Benefit After Annuity Commencement Date and Death Benefit Commutation	Policy Data Page	<p>To allow for the flexibility to display the death benefit and Death Benefit Commutation, as applicable, when the Annuity Income Option chosen is other than the Life Only option.</p> <p>DBAA Interest rates are those used to calculate the commutation values of any remaining guaranteed Annuity Income Payments upon death of the Annuitant</p>
Annuity Commencement Date:	Policy Data Page	<p>The field title “Annuity Commencement Date” will display in all policies. The associated date bracketed is John Doe information.</p> <p>The following text will display below the Annuity Commencement Date when any of the Annuity Income Options, other than the “Life Only” Option is chosen:</p> <p>Earliest Accelerated Annuity Commencement Date: 13 months after the last premium payment</p> <p>Latest Deferred Annuity Commencement Date: 5 years after the original Annuity Commencement Date or Annuitant’s (oldest Joint Annuitant’s, if applicable) age [85], whichever is earlier</p> <p>The age shown above is bracketed to allow for the flexibility of showing the latest age at which the policy may be annuitized when the policy is issued as either a non-qualified or qualified plan. When the policy is issued as a non-qualified plan,</p>

		<p>age 85 will display and when issued as a qualified plan, age 70 1/2 will display.</p> <p>Adjusted Annuity Income Payments, resulting from a change to the Annuity Commencement Date, will be determined based on the factors below:</p> <p>Annuity Mortality Table</p> <p>The name of the mortality table is bracketed to allow flexibility should the mortality table change at any time after the Policy is introduced and for new issues going forward.</p> <p>Interest Rate</p> <p>Interest Rate Change Adjustment</p> <p>This Interest Rate Change Adjustment rate will vary depending on whether the policy is issued as a joint or single life plan. To accordingly allow for flexibility, the ranges for single life plans will be between and including 0.5% to 3.0%, and for joint life will be between and including 0.5% to 4.0%. At this time, the rate displayed will be 1.5% for single life policies and 2.00% for joint life policies.</p>
RIDERS [AND ENDORSEMENTS] ATTACHED TO THIS POLICY ON THE POLICY DATE	Policy Data Page	To allow for flexibility should NYLIAC choose to list Riders that may be attached to each issued policy. NYLIAC may also reflect any applicable policy endorsements attached at policy issue, as such, we will include the optional text "AND ENDORSEMENTS". Should NYLIAC file and receive approval for any Riders or Endorsements for use with this Policy at a future date, we may display the applicable Rider or Endorsement in this section for new issues of the Policy.
STATE INSURANCE DEPARTMENT PHONE NUMBER	Policy Data Page	To allow for the flexibility to display the phone number of the Insurance Department of the state of issue or to change the telephone number should a Department's number change.
All other bracketed items are John Doe information.		

New York Life Insurance and Annuity Corporation (NYLIAC)
Statement of Variability
Application for Individual Deferred Paid Up Fixed Annuity
Form: 211-A100

The following comments describe the nature and scope of the variable material denoted with brackets on the application. When applicable, ranges and/or alternate text are provided. Any use of variability shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
MARKETING NAME	Top of form	To allow for the flexibility of changing the marketing name.
EXECUTIVE OFFICE/ HOME OFFICE ADDRESSES	Top of form	To allow for the flexibility of changing this information should the Corporation's Executive or Home Office location change.
PREMIUM AMOUNT	Section 7	The amount displayed is the Premium Amount used to purchase the policy. The premium payment range is between and including \$5,000 – unlimited. Premium payments of \$1,000,000 or more are subject to prior approval by NYLIAC.
ANNUITY INCOME PAYMENTS	Section 8	To facilitate changes to the payment modes made available by NYLIAC. The available payment modes for all plan types are monthly, quarterly, semi-annually, and annually. NYLIAC may limit the payment modes available for new issues only.
REDUCTION OF INCOME FOR JOINT LIFE PLANS	Section 10	To facilitate changes to the percentages for income reduction made available by NYLIAC and in accordance with applicable law. The current percentage that will display is any whole number between and including 40% and 99%.
ANNUITY INCOME PAYMENT OPTIONS	Section 11	For Single Life and Joint Life Plans with the Life With Period Certain Annuity Income Payment Option, the owner may elect guaranteed periods between and including 10 years and 30 years (whole years only). The range for these guaranteed periods is between and including 5 year and 40 years (whole years only) and any number of months between and including 0 month and 11 months (whole months only).
ANNUITY PLAN TYPE	Section 12	To facilitate changes to the plan types available by NYLIAC and in accordance with applicable laws for tax qualified plans.

ANNUAL INCREASE OPTION	Section 13	The minimum increase percentage available is 1.0% and the maximum is 5.0%. The increase option percentage may not be changed after the policy is issued. At some point in the future, the maximum Annual Increase Option percentage may be increased to 15%. Any such offering will be administered in a non-discriminatory manner and will apply to new issues only.
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All other bracketed items are John Doe information.

New York Life Insurance and Annuity Corporation (NYLIAC)
Statement of Variability
Application for Individual Deferred Paid Up Fixed Annuity
Form: 211-A101

The following comments describe the nature and scope of the variable material denoted with brackets on the application. When applicable, ranges and/or alternate text are provided. Any use of variability shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
MARKETING NAME	Top of form	To allow for the flexibility of changing the marketing name.
EXECUTIVE OFFICE/ HOME OFFICE ADDRESSES	Top of form	To allow for the flexibility of changing this information should the Corporation's Executive or Home Office location change.
PREMIUM AMOUNT	Section 7	The amount displayed is the Premium Amount used to purchase the policy. The premium payment range is between and including \$5,000 – unlimited. Premium payments of \$1,000,000 or more are subject to prior approval by NYLIAC.
ANNUITY INCOME PAYMENTS	Section 9	To facilitate changes to the payment modes made available by NYLIAC. The available payment modes for all plan types are monthly, quarterly, semi-annually, and annually. NYLIAC may limit the payment modes available for new issues only.
REDUCTION OF INCOME FOR JOINT LIFE PLANS	Section 11	To facilitate changes to the percentages for income reduction made available by NYLIAC and in accordance with applicable law. The current percentage that will display is any whole number between and including 40% and 99%.
ANNUITY INCOME PAYMENT OPTIONS	Section 12	For Single Life and Joint Life Plans with the Life With Period Certain Annuity Income Payment Option, the owner may elect guaranteed periods between and including 10 years and 30 years (whole years only). The range for these guaranteed periods is between and including 5 year and 40 years (whole years only) and any number of months between and including 0 month and 11 months (whole months only).
ANNUITY PLAN TYPE	Section 13	To facilitate changes to the plan types available by NYLIAC and in accordance with applicable laws for tax qualified plans.

ANNUAL INCREASE OPTION	Section 14	The minimum increase percentage available is 1.0% and the maximum is 5.0%. The increase option percentage may not be changed after the policy is issued. At some point in the future, the maximum Annual Increase Option percentage may be increased to 15%. Any such offering will be administered in a non-discriminatory manner and will apply to new issues only.
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All other bracketed items are John Doe information.

New York Life Insurance and Annuity Corporation (NYLIAC)

**Statement of Variability
Application for an Individual Single Premium Immediate Fixed Annuity
Form: 211-A102**

The following comments describe the nature and scope of the variable material denoted with brackets on the application. When applicable, ranges and/or alternate text are provided. Any use of variability shall be administered in accordance with the Explanation of Variability, and shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
Marketing Name	Top of form	To allow for the flexibility of changing the marketing name.
Executive Office/Home Office Addresses	Top of form	To allow for the flexibility of changing this information should NYLIAC's Executive or Home Office location change.
Product Selection	Section 1	To allow for flexibility in adding/ removing/changing the marketing name of the products.
Annuity Plan Type	Section 8	To facilitate changes to the plan types made available by NYLIAC and in accordance with applicable laws for tax qualified plans available with the single and joint life income options.
Premium Amount	Section 9	The premium amount used to purchase the Policy. The premium payment range is between \$5,000 - \$20,000,000.
Annuity Income Payment Information	Section 10	To facilitate changes to the payment modes made available by NYLIAC. The available payment modes for all plan types are monthly, quarterly, semi-annually, and annually. NYLIAC may limit the payment modes available for new issues only.
Reduction of Income for Joint Life Plans	Section 11	To facilitate changes to the percentages for income reduction made available by NYLIAC and in accordance with applicable law. The available percentages are between and including 40% and 99%. The percentage range is between and including 10% and 99%.
Annuity Product Options - Life With xx Years Period Certain	Section 12	The owner may elect guaranteed periods between and including 5 years and 30 years (whole years only). The range for these guaranteed periods is between and including 1 year and 50 years (whole years only) and any number of months between and including 1 month and 11 months (whole months only).
Annuity Product Options - Fixed Period Annuity	Section 12	Benefit Period - To facilitate changes to the number of years and/or months made available by NYLIAC. The available benefit periods are between and including 5 and 40 years (whole years only). The range for the benefit period is between and including 1 and 50 years and any number of months between and including 1 and 11 (whole years and whole months only).
Optional Features Annual Increase Option	Section 14	To facilitate changes to the percentages made available by NYLIAC. The available percentages are between and including 1 and 10% (whole percentages only). The percentage range for this option is between and including 1 and 20% (whole percentages only).
Optional Feature Income Enhancement Option & Changing Needs Option	Section 14	If qualified plans become eligible, this entire statement will be removed.
All other bracketed items are John Doe information.		

New York Life Insurance and Annuity Corporation (NYLIAC)

**Statement of Variability
Application for an Individual Single Premium Immediate Fixed Annuity
Form: 211-A109**

The following comments describe the nature and scope of the variable material denoted with brackets on the application. When applicable, ranges and/or alternate text are provided. Any use of variability shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
Marketing Name	Top of form	To allow for the flexibility of changing the marketing name.
Executive Office/Home Office Addresses	Top of form	To allow for the flexibility of changing this information should NYLIAC's Executive or Home Office location change.
Annuity Plan Type	Section 1	To facilitate changes to the plan types made available by NYLIAC and in accordance with applicable laws for tax qualified plans available with the single and joint life income options.
Annuity Premium Amount	Section 8	The premium amount used to purchase the Policy. The premium payment range is between \$5,000 - \$20,000,000.
Annuity Income Payment Information	Section 10	To facilitate changes to the payment modes made available by NYLIAC. The available payment modes for all plan types are monthly, quarterly, semi-annually, and annually. NYLIAC may limit the payment modes available for new issues only.
Reduction of Income for Joint Life Plans	Section 11	To facilitate changes to the percentages for income reduction made available by NYLIAC and in accordance with applicable law. The available percentages are between and including 40% and 99%. The percentage range is between and including 10% and 99%.
Annuity Product Options - Life With xx Years Period Certain	Section 12	The owner may elect guaranteed periods between and including 5 years and 30 years (whole years only). The range for these guaranteed periods is between and including 1 year and 50 years (whole years only) and any number of months between and including 1 month and 11 months (whole months only).
Annuity Product Options - Fixed Period Annuity	Section 12	Benefit Period - To facilitate changes to the number of years and/or months made available by NYLIAC. The available benefit periods are between and including 5 and 40 years (whole years only). The range for the benefit period is between and including 1 and 50 years and any number of months between and including 1 and 11 (whole years and whole months only).
Optional Features Annual Increase Option (Inflation Adjustment)	Section 14	To facilitate changes to the percentages made available by NYLIAC. The available percentages are between and including 1 and 10% (whole percentages only). The percentage range for this option is between and including 1 and 20% (whole percentages only).
Optional Features Income Enhancement Option & Changing Needs Option	Section 14	If qualified plans become eligible, this entire statement will be removed.
All other bracketed items are John Doe information.		

New York Life Insurance and Annuity Corporation (NYLIAC)

**Statement of Variability
Application for an Individual Single Premium Immediate Fixed Annuity
Form: 211-A110**

The following comments describe the nature and scope of the variable material denoted with brackets on the application. When applicable, ranges and/or alternate text are provided. Any use of variability shall be administered in a uniform and non-discriminatory manner and shall not result in unfair discrimination.

Bracketed Information	Location	Explanation of Variability
Marketing Name	Top of form	To allow for the flexibility of changing the marketing name.
Executive Office/Home Office Addresses	Top of form	To allow for the flexibility of changing this information should NYLIAC's Executive or Home Office location change.
Annuity Plan Type	Section 1	To facilitate changes to the plan types made available by NYLIAC and in accordance with applicable laws for tax qualified plans available with the single and joint life income options.
Annuity Premium Amount	Section 8	The premium amount used to purchase the Policy. The premium payment range is between \$5,000 - \$20,000,000.
Annuity Income Payment Information	Section 10	To facilitate changes to the payment modes made available by NYLIAC. The available payment modes for all plan types are monthly, quarterly, semi-annually, and annually. NYLIAC may limit the payment modes available for new issues only.
Reduction of Income for Joint Life Plans	Section 11	To facilitate changes to the percentages for income reduction made available by NYLIAC and in accordance with applicable law. The available percentages are between and including 40% and 99%. The percentage range is between and including 10% and 99%.
Annuity Product Options - Life With xx Years Period Certain	Section 12	The owner may elect guaranteed periods between and including 5 years and 30 years (whole years only). The range for these guaranteed periods is between and including 1 year and 50 years (whole years only) and any number of months between and including 1 month and 11 months (whole months only).
Optional Features Annual Increase Option	Section 14	To facilitate changes to the percentages made available by NYLIAC. The percentages are between and including 1 and 10% (whole percentages only). The percentage range for this option is between and including 1 and 20% (whole percentages only).
Optional Features Income Enhancement Option & Changing Needs Option	Section 14	If qualified plans become eligible, this entire statement will be removed.
All other bracketed items are John Doe information.		



NEW YORK LIFE INSURANCE COMPANY
NEW YORK LIFE INSURANCE AND ANNUITY CORPORATION
(A Delaware Corporation)
51 Madison Avenue, New York, NY 10010 "The Company You Keep"®

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E-Mail: Suzanne_M._Wolf@newyorklife.com

January 3, 2012

Hon. Jay Bradford
Department of Insurance
1200 W. Third Street
Little Rock, AR 72201-1904

Attn: Policy & Other Form Filings

RE: NEW YORK LIFE INSURANCE AND ANNUITY CORPORATION
N.A.I.C. NO.: 826-91596
F.E.I.N.: 13-3044743

Form No.: 211-P100 Individual Flexible Premium Deferred Paid-Up Annuity Contract
211-P101 Individual Flexible Premium Deferred Paid-Up Annuity Contract
211-A100 Individual Flexible Premium Deferred Paid-Up Annuity Application
211-A101 Individual Flexible Premium Deferred Paid-Up Annuity Application
211-A102 Individual Single Premium Immediate Fixed Annuity Application
211-A109 Individual Single Premium Immediate Fixed Annuity Application
211-A110 Individual Single Premium Immediate Fixed Annuity Application

Dear Hon. Jay Bradford:

We are informing you of our intent to change the minimum Initial Premium Payment requirement for some of our individual annuity products issued by New York Life Insurance and Annuity Corporation (NYLIAC). The Statements of Variability for the form numbers referenced above will be modified to effect this change. Currently, the minimum Initial Premium Payment that NYLIAC will accept is \$10,000. We intend to lower this amount to \$5,000. To effect this change, we are revising the lower end of the premium range previously provided in the Statements of Variability from \$10,000 to \$5,000. The form numbers of the corresponding forms for the affected Statements of Variability are listed in the chart at the end of this letter. In addition, we included the approval dates and tracking numbers for each form.

Pending your Department's acknowledgment, we expect to implement this change in the first quarter of 2013 for new issues only.

Attached are revised Statements of Variability. Other than the changes described above, no other changes are being made to the policy and application forms.

We would appreciate receiving your acknowledgement of this informational filing at your earliest convenience. If you have any questions or need any additional information, please contact me at the phone number or email address noted above.

Sincerely,



Suzanne Wolf
Director – Product Development

SW: hg

Form Number	Brief Description	Approval Date & State Tracking Number
211-P100	Individual Flexible Premium Deferred Paid-Up Annuity Contract	04/01/2011 & 48360
211-P101	Individual Flexible Premium Deferred Paid-Up Annuity Contract	04/01/2011 & 48360
211-A100	Individual Flexible Premium Deferred Paid-Up Annuity Application	04/01/2011 & 48359
211-A101	Individual Flexible Premium Deferred Paid-Up Annuity Application	04/01/2011 & 48359
211-A102	Individual Single Premium Immediate Fixed Annuity Application	07/06//2011 & 49188
211-A109	Individual Single Premium Immediate Fixed Annuity Application	07/06//2011 & 49188
211-A110	Individual Single Premium Immediate Fixed Annuity Application	07/06//2011 & 49188