

**Senate File 2215 - Introduced**

SENATE FILE 2215  
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO SSB 3064)

(COMPANION TO HF 2184 BY  
COMMITTEE ON COMMERCE)

**A BILL FOR**

1 An Act relating to the applicability of the standard  
2 nonforfeiture law for individual deferred annuities to  
3 contingent deferred annuities.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 508.38, subsection 1, Code 2026, is  
2 amended to read as follows:

3 1. a. This section ~~does~~ shall not apply to any reinsurance,  
4 group annuity purchased under a retirement plan or plan of  
5 deferred compensation established or maintained by an employer,  
6 including a partnership or sole proprietorship, or by an employee  
7 organization, or by both, other than a plan providing individual  
8 retirement accounts or individual retirement annuities under  
9 section 408 of the United States Internal Revenue Code, as ~~now~~  
10 ~~or hereafter~~ amended, premium deposit fund, variable annuity,  
11 investment annuity, immediate annuity, any deferred annuity  
12 contract after annuity payments have commenced, or reversionary  
13 annuity, nor to any contract which is delivered outside this  
14 state through an agent or other representative of the company  
15 issuing the contract.

16 b. Subsections 2 through 7 shall not apply to contingent  
17 deferred annuities, except that the commissioner may prescribe  
18 by rules adopted pursuant to chapter 17A nonforfeiture benefits  
19 for contingent deferred annuities that the commissioner deems  
20 equitable to policyholders, appropriate for the risks insured,  
21 and, to the extent possible, consistent with the general intent  
22 of this section.

23 EXPLANATION

24 The inclusion of this explanation does not constitute agreement with  
25 the explanation's substance by the members of the general assembly.

26 This bill provides that subsections 2 through 7 of Code  
27 section 508.38 (standard nonforfeitures — deferred annuities)  
28 shall not apply to contingent deferred annuities, except that  
29 the commissioner of insurance may prescribe by rule nonforfeiture  
30 benefits for contingent deferred annuities that the commissioner  
31 deems equitable to policyholders, appropriate for the risks  
32 insured, and consistent with the general intent of Code section  
33 508.38.