

DERIVATIVE INSTRUMENTS MODEL REGULATION

What are the state pages?

This chart is intended to provide readers with additional information to more easily access state statutes, regulations, bulletins or administrative rulings related to the NAIC model. Such guidance provides readers with a starting point from which they may review how each state has addressed the model and the topic being covered. The NAIC Legal Division has reviewed each state's activity in this area and has determined whether the citation most appropriately fits in the Model Adoption column, Previous Version column, or Related Activity column based on the definitions listed in the key below. The NAIC's interpretation may or may not be shared by the individual states or by interested readers.

How do you use them?

States and territories are listed alphabetically in the chart. Locate the state or territory you are interested in, and depending on which column the citation falls under, you will know whether the NAIC Legal Division has deemed a state's law to be adoption of a model or not. To perform further research, use the citations to locate state laws.

Who do I speak to if I have questions?

If you have questions or believe information related to a state should be updated, please contact Jennifer Neuerburg at jneuerburg@naic.org.

***Disclaimer:** This chart does not constitute a formal legal opinion by the NAIC staff on the provisions of state law and should not be relied upon as such. Nor does this state page reflect a determination as to whether a state meets any applicable accreditation standards. Every effort has been made to provide correct and accurate summaries to assist readers in locating useful information. Readers should consult state law for further details and for the most current information.*

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STATE PAGE KEY:

MODEL ADOPTION: States that have citations identified in this column adopted the most recent version of the NAIC model in a **substantially similar manner**. This requires states to adopt the model in its entirety but does allow for variations in style and format. States that have adopted portions of the current NAIC model will be included in this column with an explanatory note.

PREVIOUS VERSION: States that have citations identified in this column (and nothing listed in the Model Adoption column) have enacted an older version of the model but have **not** adopted the most recent version of the NAIC model.

RELATED ACTIVITY: Examples of Related Activity include but are not limited to statutes or regulations addressing the same subject matter, or other administrative guidance such as bulletins and notices. States that have citations identified in this column (and nothing listed in the Model Adoption column) have **not** adopted the most recent version of the NAIC model in a **substantially similar manner**.

NO CURRENT ACTIVITY: No state activity on the topic as of the date of the most recent update. This includes states that have repealed legislation as well as states that have never adopted legislation.

NAIC MEMBER	MODEL ADOPTION	PREVIOUS VERSION	RELATED ACTIVITY
Alabama	NO CURRENT ACTIVITY		
Alaska			ALASKA ADMIN. CODE tit. 3, § 21.271 (2001/2011); § 21.365 (2001/2011).
American Samoa	NO CURRENT ACTIVITY		
Arizona			ARIZ. REV. STAT. ANN. §§ 20-560 (2012).
Arkansas			ARK. CODE ANN. § 23-63-841 (2005/2009).
California			CAL. CODE REGS. tit. 10, §§ 2690.90 to 2690.94 (2007); BULLETIN 95-5A (1995).
Colorado	3 COLO. CODE REGS. § 702-3:3-2-8 (2014).		
Connecticut			BULLETIN FS-14c-00 (2000).
Delaware	18 DEL. ADMIN. CODE §§ 404-1.0 to 404-15.0 (2014) (portions of model).		
District of Columbia			D.C. Code § 31-1372.10 (2002).

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NAIC MEMBER	MODEL ADOPTION	PREVIOUS VERSION	RELATED ACTIVITY
Florida	NO CURRENT ACTIVITY		
Georgia			GA. CODE ANN. § 33-11-56 (1999).
Guam	NO CURRENT ACTIVITY		
Hawaii	NO CURRENT ACTIVITY		
Idaho	NO CURRENT ACTIVITY		
Illinois	ILL. ADMIN. CODE. tit. 50, §§ 806.10 to 806.60 (1998/2001).		BULLETIN 92-2 (1992).
Indiana	IND. CODE § 27-1-12-2.2 (2012); § 27-1-13-3 (1986/2012) (portions of model).		
Iowa	IOWA ADMIN. CODE r. 191-49.1 to 191-49.5 (2002) (portions of model).		IOWA ADMIN. CODE r. 191-93.6 (2006/2009).
Kansas			KAN. STAT. ANN. § 40-2b25 (1985/2001).
Kentucky	806 KY. ADMIN. REGS 7:110 (2013).		
Louisiana	NO CURRENT ACTIVITY		
Maine			ME. REV. STAT. tit. 24-A, § 1153 (1987/2000).
Maryland	NO CURRENT ACTIVITY		
Massachusetts	NO CURRENT ACTIVITY		
Michigan	MICH. COMP. LAWS ANN. § 500.943 (1987/2002) (portions of model).		
Minnesota	NO CURRENT ACTIVITY		
Mississippi	NO CURRENT ACTIVITY		

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Missouri			MO. ANN. STAT. § 375.345 (1985/2007).
Montana			MONT. CODE ANN. § 33-12-210 (1999).
Nebraska	NO CURRENT ACTIVITY		
Nevada			NEV. REV. STAT. ANN. § 682A.568 (2015).
New Hampshire	NO CURRENT ACTIVITY		
New Jersey	NO CURRENT ACTIVITY		
New Mexico	NO CURRENT ACTIVITY		
New York	N.Y. COMP. CODES R. & REGS. tit. 11, §§ 178.0 to 178.8 (Regulation 168) (2001) (portions of model).		
North Carolina	N.C. GEN. STAT. ANN. § 58-7-205 (2001).		
North Dakota	NO CURRENT ACTIVITY		
Northern Marianas	NO CURRENT ACTIVITY		
Ohio	OHIO ADMIN. CODE 3901-3-12 (2014) (portions of model).		
Oklahoma	NO CURRENT ACTIVITY		
Oregon	NO CURRENT ACTIVITY		
Pennsylvania			40 PA. STAT. ANN. 504.2 (1986/2010).
Puerto Rico	NO CURRENT ACTIVITY		
Rhode Island	NO CURRENT ACTIVITY		
South Carolina			S.C. CODE ANN. §§ 38-12-300; 38-12-510 (2002).

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South Dakota	NO CURRENT ACTIVITY		
Tennessee			TENN. CODE ANN. § 56-3-303 (1983/1999).
Texas	TEX. INS. CODE ANN. §§ 425.125 to 425.129 (2005) (portions of model).		
Utah	NO CURRENT ACTIVITY		
Vermont			VT. STAT. ANN. tit. 8, § 3463 (1999/2003).
Virgin Islands	NO CURRENT ACTIVITY		
Virginia			VA. CODE ANN. § 38.2-1428 (2001/2011).
Washington	WASH. ADMIN. CODE §§ 284-13-900 to 284-13-960 (2014).		
West Virginia			W. VA. CODE ANN. §§ 33-8-2; 33-8-18; 33-8-21 (2004).
Wisconsin	NO CURRENT ACTIVITY		
Wyoming	NO CURRENT ACTIVITY		