

JERRY MORAN
FIRST DISTRICT
KANSAS

COMMITTEE ON
AGRICULTURE

RANKING MEMBER

SUBCOMMITTEE ON GENERAL FARM
COMMODITIES AND RISK MANAGEMENT

COMMITTEE ON
TRANSPORTATION AND
INFRASTRUCTURE

COMMITTEE ON
VETERANS' AFFAIRS

SIGN UP FOR EMAIL UPDATES:
WWW.JERRYMORAN.HOUSE.GOV

Congress of the United States
House of Representatives
Washington, DC

December 16, 2008

2202 HAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-4001
PHONE 202-225-5124
FAX 202-225-5124

LEGISLATIVE OFFICE
1200 MAIN STREET
SUITE 402
P.O. BOX 278
HAYS, KS 67601-0278
PHONE 620-621-0201
FAX 620-621-1751

ONE NORTH MAIN
SUITE 525
P.O. BOX 1124
HITCHCOCK, KS 67501-1124
PHONE 620-621-1124
FAX 620-621-1124

LEGISLATIVE OFFICE
SUITE 600
P.O. BOX 700
SALINA, KS 67401-0700
PHONE 785-823-0522
FAX 785-823-0522

The Honorable Christopher Cox
Chairman
Securities and Exchange Commission
100 F Street Northeast
Washington, D.C. 20002

Dear Chairman Cox:

I write to reiterate my opposition to a Securities and Exchange Commission (SEC) proposal that would change the regulation of certain annuity contracts. It is my understanding that proposed Rule 151A will be discussed tomorrow at an SEC Open Meeting.

I believe the changes outlined by proposed Rule 151A would negatively impact companies, agents and consumers across the country, as well as unnecessarily increase the responsibilities of the federal government. I encourage you to listen to the concerns of Members of Congress, governors, the National Association of Insurance Commissioners, insurance agents and other interested parties by rejecting this proposal.

As I wrote in September, proposed Rule 151A would have major implications for the way indexed annuities are developed, marketed and sold by subjecting already state-regulated insurance products to dual regulation by federal securities law, registration requirements and oversight. Doing so would add filing obligations, increase compliance costs and create more bureaucracy. States, including Kansas, currently do an appropriate job overseeing indexed annuities and protecting consumers. In these challenging economic times, the SEC's highest priority should be to address problems associated with the current market and work to get U.S. institutions back on sound footing before taking on new authority. I have reservations about adding regulatory responsibilities to the federal government when states do these tasks well.

I await your response to the letter I sent in September and, again, encourage you to reject this proposal.

Very truly yours,

Jerry Moran

Jerry Moran

ES/27339
RECEIVED
2008 DEC 17 AM 10: 28
CHAIRMAN'S
CORRESPONDENCE UNIT

CC:
Commissioner Luis Aguilar
Commissioner Kathleen Casey
Commissioner Troy Paredes
Commissioner Elisse Walter