

## MODEL ACT ON CUSTODIAL AGREEMENTS AND THE USE OF CLEARING CORPORATIONS

### 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](mailto: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	ALA. CODE § 27-6-3 (1981) (portions of model).		ALA. CODE § 27-41-4 (1981).
Alaska			ALASKA STAT. § 21.21.410 (1997/2007).
American Samoa	NO CURRENT ACTIVITY		
Arizona			ARIZ. REV. STAT. ANN. § 20-537 (1959/1980).
Arkansas			ARK. CODE ANN. § 23-69-134 (1959/1999).
California			CAL. INS. CODE § 1194.5 (1983); § 1104.9 (1988/1996).
Colorado	COLO. REV. STAT. §§ 10-3-1201 to 10-3-1203 (1983); 3 COLO. CODE REGS. § 702-3:3-1-16 (2006) (portions of model).		
Connecticut	NO CURRENT ACTIVITY		
Delaware	NO CURRENT ACTIVITY		
District of Columbia	NO CURRENT ACTIVITY		
Florida	FLA. STAT. § 628.511 (1982).		

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<b>NAIC MEMBER</b>	<b>MODEL ADOPTION</b>	<b>PREVIOUS VERSION</b>	<b>RELATED ACTIVITY</b>
Georgia			GA. CODE ANN. § 33-11-10 (1960/1993).
Guam	NO CURRENT ACTIVITY		
Hawaii	NO CURRENT ACTIVITY		
Idaho	IDAHO CODE ANN. §§ 41-2869 to 41-2871 (1981).		IDAHO CODE ANN. § 41-804 (1961/2004) (department deposits).
Illinois			215 ILL. COMP. STAT. 5/404.1 (1983) (department deposits).
Indiana	IND. CODE § 27-1-20-8 (1981).		
Iowa	IOWA CODE § 511.8(21) (1982/1985) (portions of model).		
Kansas			KAN. STAT. ANN. §§ 40-2a20 (1975); 40-2b20 (1986/1996).
Kentucky	KY. REV. STAT. ANN. § 304.7-360 (1982).		
Louisiana			LA. REV. STAT. ANN. § 22:68 (1979/2004).
Maine			ME. REV. STAT. ANN. tit. 24-A, § 3408 (1969/1981).
Maryland	NO CURRENT ACTIVITY		
Massachusetts	NO CURRENT ACTIVITY		
Michigan	NO CURRENT ACTIVITY		
Minnesota			MINN. STAT. §§ 60A11 (10) to (11) (1967/2008); § 61A.282 (1) (1982/2011); § 60A.10 (1967/1986) (department deposits).
Mississippi	MISS. CODE ANN. §§ 83-67-1 to 83-67-5 (2001).		
Missouri	NO CURRENT ACTIVITY		

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Montana	MONT. CODE ANN. §§ 33-3-451 to 33-3-453 (2003).		
Nebraska			NEB. REV. STAT. § 44-5109 (1991/2005).
Nevada	NO CURRENT ACTIVITY		
New Hampshire	NO CURRENT ACTIVITY		
New Jersey			N.J. STAT. ANN. §§ 17:20-1 to 17:20-4 (1990); §§ 17B:18-37 to 17B:18-39.1 (1990) (department deposits).
New Mexico	N.M. STAT. ANN. § 59A-10-3 (1984) (portion of model).		
New York	NO CURRENT ACTIVITY		
North Carolina	NO CURRENT ACTIVITY		
North Dakota			N.D. CENT. CODE § 26.1-05-35 (1987) (authority to promulgate regulations).
Northern Marianas	NO CURRENT ACTIVITY		
Ohio			OHIO REV. CODE ANN. §§ 3901.51 to 3901.52 (1990/2004).
Oklahoma	OKLA. STAT. tit. 36, § 1628 (1983).		
Oregon	NO CURRENT ACTIVITY		
Pennsylvania	NO CURRENT ACTIVITY		
Puerto Rico	NO CURRENT ACTIVITY		
Rhode Island			R.I. GEN. LAWS § 27-1-5 (1986/1990).
South Carolina	NO CURRENT ACTIVITY		
South Dakota			S.D. CODIFIED LAWS §§ 58-27-78 to 58-27-84 (1983/1997).

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Tennessee			TENN. CODE ANN. § 56-2-104 (1935/2013).
Texas	NO CURRENT ACTIVITY		
Utah	UTAH CODE ANN. § 31A-2-206 (1985/1986) (department deposits).		BULLETIN 2008-6 (2008).
Vermont	NO CURRENT ACTIVITY		
Virgin Islands	NO CURRENT ACTIVITY		
Virginia	NO CURRENT ACTIVITY		
Washington	WASH. REV. CODE ANN. §§ 48.13.450 to 48.13.490 (2000) (portions of model).		
West Virginia	W. VA. CODE §§ 33-8A-1 to 33-8A-7 (2002/2005) (combines model act and regulation).		
Wisconsin			WIS. STAT. § 601.13 (1969/1980) (department deposits).
Wyoming	WYO. STAT. ANN. §§ 26-8-201 to 26-8-204 (2004).		