



# SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE STATEMENT OF ESTIMATED FISCAL IMPACT

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*This fiscal impact statement is produced in compliance with the South Carolina Code of Laws and House and Senate rules. The focus of the analysis is on governmental expenditure and revenue impacts and may not provide a comprehensive summary of the legislation.*

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**Bill Number:** S. 0857     Introduced on January 28, 2026  
**Subject:** Contingent Deferred Annuities  
**Requestor:** Senate Banking and Insurance  
**RFA Analyst(s):** Welsh  
**Impact Date:** February 9, 2026

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## Fiscal Impact Summary

This bill defines “contingent deferred annuity” as an annuity contract that establishes a life insurer's obligation to make periodic payments for the annuitant's lifetime at the time-designated investments, which are not owned or held by the insurer, are depleted to a contractually defined amount due to contractually permitted withdrawals, market performance, fees, or other charges. This bill also adds an exemption for contingent deferred annuities for certain provisions of nonforfeiture law for individual deferred annuities and allows the Department of Insurance (DOI) to promulgate regulations for nonforfeiture benefits for contingent deferred annuities.

DOI anticipates this bill will have no expenditure impact as the agency can manage any additional responsibilities due to this bill with existing staff and within existing appropriations.

## Explanation of Fiscal Impact

### Introduced on January 28, 2026

#### State Expenditure

This bill defines “contingent deferred annuity” as an annuity contract that establishes a life insurer's obligation to make periodic payments for the annuitant's lifetime at the time-designated investments, which are not owned or held by the insurer, are depleted to a contractually defined amount due to contractually permitted withdrawals, market performance, fees, or other charges. This bill also adds an exemption for contingent deferred annuities for certain provisions of nonforfeiture law for individual deferred annuities and allows DOI to promulgate regulations for nonforfeiture benefits for contingent deferred annuities.

DOI anticipates this bill will have no expenditure impact as the agency can manage any additional responsibilities due to this bill with existing staff and within existing appropriations.

#### State Revenue

N/A

#### Local Expenditure

N/A

#### Local Revenue

N/A

Frank A. Rainwater, Executive Director