



Facts about the New York Life Access Variable Annuity

The Company You Keep®

Issue Ages

- Non-Tax Qualified: 0-80
- Tax-Qualified: 18-80 (Inherited IRAs: 0-80)

Minimum Initial Premium

- Non-Tax Qualified: \$10,000
- Simple IRA*: \$4,000
- Other Tax-Qualified*: \$2,000

* Tax-qualified plans (like IRAs, TSAs, SEPs and SIMPLE IRAs) already provide tax deferral under the Internal Revenue code, so the tax deferral of annuity does not provide any additional benefits. Also, variable annuities are subject to additional fees to which other tax-qualified plan funding vehicles may not be subject.

Minimum Subsequent Payment

\$1,000

Investment Options

- We offer a wide array of investment options in different asset classes and styles, including four asset allocation funds, and
- A Fixed Account (backed by the assets in NYLIAC's general account)

Fees and Charges

- Annual M&E and Separate Account Charge is 1.55% based on assets of the Separate Account
- Please refer to the funds prospectus for details regarding fund fees and expenses
- Annual policy service charge is \$40. Waived at \$50,000

Withdrawal Options

Withdrawals are not subject to surrender charges

Withdrawals prior to age 59½ may be subject to a 10% IRS penalty tax (and a 25% penalty tax in the case of a withdrawal from a SIMPLE IRA within the first two years).

Standard Death Benefit

Prior to annuitization, the death benefit guarantees that your beneficiaries will receive the greater of

- The accumulation value, or
- The total of all premiums paid less any withdrawals and rider charges, or
- The reset value plus any additional premium payments, less any proportional withdrawals and rider charges paid since the most recent Reset Anniversary (resets every year up to age 80)

See the prospectus for more details. All guarantees, including death benefit payments, are dependent on the claims paying ability of NYLIAC and do not apply to the investment performance or the safety of the underlying Investment Divisions in the variable annuity.

Additional Features and Benefits

- Dollar Cost Averaging
- Automatic Asset Reallocation
- Tax-Free Transfers*
- Systematic Withdrawals
- Automated Required Minimum Distributions (RMDs)

See the prospectus for more details and availability.

* This policy is not designed as a vehicle for market timing. Accordingly, your right to make transfers under the policy is subject to limitation, if we determine, in our sole opinion, that the exercise of that right may disadvantage or potentially hurt the rights or interests of other policy owners. Please refer to your prospectus for details.

Optional Riders Available for Purchase

- Enhanced Beneficiary Benefit Rider
- Enhanced Spousal Continuance Rider

See the prospectus for more details and availability.

This material is authorized for use by the general public only if preceded or accompanied by effective product and fund prospectuses, as well as the New York Life Variable Annuities Brochure, form #13965. The prospectuses and brochure describe the features and benefits of the New York Life Access Variable Annuity. Investors are asked to consider the investment objectives, risks, charges and expenses of the investment carefully before investing. Both the prospectuses and brochure contain this and other information about the product and underlying investment options. Please read the prospectuses and brochure carefully before investing.

Variable annuities are long-term investment vehicles used for retirement savings. There are fees, expenses and risks associated with this policy. All guarantees, including death benefit payments, are dependent on the claims-paying ability of NYLLAC and do not apply to the investment performance or the safety of the underlying investment divisions in the variable annuity. Please be aware that assets allocated to the investment divisions are subject to market risks and will fluctuate in value.

In most jurisdictions, the rider form numbers are as follows: Enhanced Beneficiary Benefit Rider (201-304), Enhanced Spousal Continuance Rider (201-303). The prospectus form number is 13941.

Issued by New York Life Insurance and Annuity Corporation (NYLIAC) (A Delaware Corporation), Distributed by NYLIFE Distributors LLC, Member NASD/SIPC, Securities offered through properly licensed Registered Representatives of NYLIFE Securities LLC (Member NASD/SIPC). New York Life Insurance and Annuity Corporation, NYLIFE Distributors LLC and NYLIFE Securities LLC are wholly owned subsidiaries of New York Life Insurance Company.

**New York Life Insurance Company**

New York Life Insurance and Annuity Corporation (a Delaware Corporation)
51 Madison Avenue, New York, NY 10010
www.newyorklife.com EOE M/F/D/V

SMRU 00338393CV(Exp.05/09)