Auto-Populate Replacement Information

**Summary**

We are exploring two authorization scenarios for how data could be retrieved when a client is completing an annuity exchange. The solution is to pre-populated the ceding carrier contract data in the order entry process. Legal input is specifically needed for **Scenario 2**, where the authorization dynamic differs.

**Authorization Scenarios**

**Scenario 1: Broker-Dealer Already Authorized**  
In this case, the Broker-Dealer is the Broker of Record on the ceding contract, and therefore permitted to request and retrieve data.

* DTCC validates based on:
  + Contract policy number
  + Broker-Dealer ID (not individual advisor)
  + Ceding Carrier

**Scenario 2: Client is Authorizing the Data Pull**  
The client provides the contract information, but the Broker-Dealer is not yet authorized to access the ceding contract. In this case, the client would be the one authorizing the data pull.

**Legal Input Requested**

* What level of client consent is required to authorize the release of contract data?
* What documentation or verification does DTCC need to require?
* Are there state-by-state legal or regulatory variations to consider?
* Which party is responsible for collecting, verifying, and storing client consent (carrier, platform, BD, or DTCC)?
* Do any of the below methods meet legal and regulatory standards?
* Are there alternative approaches we should consider?

**Authorization Methods for Legal Review:** We are providing the following potential approaches to help frame the discussion. These are not final recommendations:

1. **Client Data Matching**
   * Could providing SSN, DOB, and policy number be enough to validate identity and authorize the data pull?
2. **Click-to-Agree Consent**
   * Could the client check a box within the OE platform to authorize data retrieval?
3. **Signature-Based Consent**
   * Is a formal electronic signature (e.g., via DocuSign) required?
   * Can the signature occur **after** data retrieval (as part of OE submission possibly on the e951), or must it occur **before**?
4. **Two-Factor Confirmation**
   * Could a code sent to the client (via email/SMS) confirm identity and intent? Note: DTCC likely cannot facilitate this. Could it be handled within the OE platform?

**Next Steps:** Your guidance will help determine the feasibility and compliance path for Scenario 2.