

110TH CONGRESS
1ST SESSION

H. R. 2868

To eliminate the exemption from State regulation for certain securities designated by national securities exchanges.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2007

Mr. MEEKS of New York (for himself, Mr. FOSSELLA, Mr. TOWNS, Mr. KING of New York, Mr. DAVIS of Illinois, Mr. CLAY, and Mrs. MALONEY of New York) introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To eliminate the exemption from State regulation for certain securities designated by national securities exchanges.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SCOPE OF EXEMPTION FROM STATE SECURI-**
4 **TIES REGULATION.**

5 Section 18(b)(1) of the Securities Act of 1933 (15
6 U.S.C. 77r(b)(1)) is amended—

7 (1) in subparagraph (A)—

8 (A) by striking “or the American Stock
9 Exchange, or listed, or authorized for listing, on

1 the National Market System of the Nasdaq
2 Stock Market (or any successor to such enti-
3 ties)” and inserting “, the American Stock Ex-
4 change or the Nasdaq Stock Market (or any
5 successor to such entities)”;

6 (B) by inserting before the semicolon the
7 following: “, except that a security listed, or au-
8 thorized for listing, on the New York Stock Ex-
9 change, the American Stock Exchange or the
10 Nasdaq Stock Market (or any successor to such
11 entities) shall not be a covered security if the
12 exchange adopts listing standards pursuant to
13 section 19(b) of the Securities Exchange Act of
14 1934 (15 U.S.C. 78s(b)) that designates a tier
15 or segment of such securities as securities that
16 are not covered securities for purposes of this
17 section and such security is listed, or authorized
18 for listing, on such tier or segment”;

19 (2) in subparagraph (B), by inserting “covered”
20 after “applicable to”.

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