

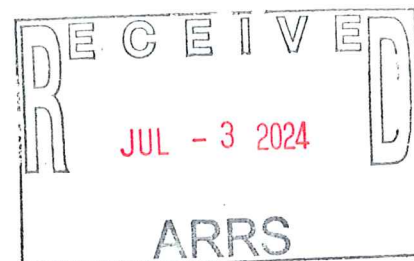


PUBLIC PROTECTION CABINET
Kentucky Department of Financial
Institutions

500 Mero Street, 2SW19
Frankfort, KY 40601
Phone: (502) 573-3390
KFI@ky.gov

Andy Beshear
GOVERNOR

Jacqueline Coleman
LIEUTENANT GOVERNOR



Ray A. Perry
SECRETARY

DJ Wasson
DEPUTY SECRETARY

Marni Rock Gibson
COMMISSIONER

7/3/2024

Senator Stephen West, Co-Chair
Representative Derek Lewis, Co-Chair
c/o Ms. Emily Caudill, Regulations Compiler
Administrative Regulation Review Subcommittee
Legislative Research Commission
083, Capitol Annex
Frankfort, KY 40601

Re: 808 KAR 10:260. Examination requirement for individuals advising the public on securities, broker-dealers, and agents

Dear Co-Chairs West and Lewis:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 808 KAR 10:260, the Kentucky Department of Financial Institutions proposes the attached agency amendment to 808 KAR 10:260.

Sincerely,

Marni Rock Gibson, Commissioner
Kentucky Department of Financial Institutions
500 Mero St., 2SW19
Frankfort, KY 40601

Final, 7-2-2024

AGENCY AMENDMENT

PUBLIC PROTECTION CABINET
Department of Financial Institutions

808 KAR 10:260. Examination requirement for individuals advising the public on securities, broker-dealers, and agents.

NOTE TO COMPILER: Make these agency amendment changes to the Staff Suggested substitute for this regulation.

Section 2(2)(e)

After "(e)", insert the following:

Certified Investment Management Analyst ("CIMA") awarded by the Investment & Wealth Institute;

Delete the following:

Chartered Investment Counselor (CIC) granted by the Investment Counsel Association of America; or

Section 2(3)(c)

After "808 KAR 10:010, insert the following:

; or

(4) An individual who was registered as an investment advisor representative, relying on the professional designation of Chartered Investment Counselor (CIC) prior to January 1, 2025, has been continuously registered since that date and has no reportable disclosures on Form U-4, as incorporated by reference in 808 KAR 10:010

Section 5

After "Section 5.", insert "(1)".

After "in Kentucky as", insert "an".

Delete "a broker-dealer or".

After "agent,", delete the following:

an individual or principal, if

After "the applicant", delete "is an entity,".

Section 5 and Section 5(1)

After "shall:", insert "(a)".

Delete "(1)".

Section 5(1)

After "Pass the", insert the following:

FINRA Securities Industry Essentials (SIE) and an

After "Series", insert "4".

Delete "1, 2".

After "6, 7,", insert "9, 10,".

After "11,", insert "14, 16,".

After "17, 22,", insert "23,".

After "24, 26,", insert "27, 28,".

After "39," insert "50, 51".

Delete "40".

After "52, 53", insert "54, 57,"

Delete "62, or".

After "79", insert the following:

82, 86, 87, or 99

Section 5(1) and Section 5(2)

After "; and", insert "(b)".

Delete "(2)".

Section 5(2)

After "66 examination.", insert the following:

(2) To register in Kentucky as a broker-dealer, the applicant shall employ an individual who:

(a) Has passed the appropriate examinations listed in Section 5 of this administrative regulation; and

(b) Is to be deemed a principal of the broker-dealer.