

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo M. Scaccia

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to investment adviser registration.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Angelo M. Scaccia

14th Suffolk

William F. Galvin

Secretary of the Commonwealth

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO INVESTMENT ADVISER REGISTRATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1.

2 Section 202(a) of chapter 110A of the General Laws, as appearing in the 2007 Official Edition, is hereby
3 amended by adding the following: Notwithstanding the above, those investment advisers, registered
4 with the Division and with a principal place of business located in Massachusetts, who have custody, as
5 defined in the Form ADV, over their clients' funds and/or securities, to maintain those funds and/or
6 securities with a qualified custodian as defined in Rule 206(4)-2 under the Investment Advisers Act of
7 1940. Failure to comply with this requirement shall be grounds to deny or revoke the investment
8 adviser's registration under section 204 of this chapter.