
SENATE COMMITTEE AMENDMENTS

2016 Regular Session

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 338 by Senator Martiny

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "725.6" and insert "725.7"

3 AMENDMENT NO. 2

4 On page 1, line 10, delete "725.6" and insert "725.7"

5 AMENDMENT NO. 3

6 On page 2, between lines 5 and 6, insert

7 **"(2) "Dealer" shall have the same meaning as provided in R.S. 51:702(5)."**

8 AMENDMENT NO. 4

9 On page 2, line 14, after "attorney," insert

10 **"act of procurement, contract of mandate, or letters of curatorship."**

11 AMENDMENT NO. 5

12 On page 2, between lines 22 and 23, insert

13 **"(5) "Investment advisor" shall have the same meaning as provided in**
14 **R.S. 51:702(7).**

15 **"(6) "Investment advisor representative" shall have the same meaning as**
16 **provided in R.S. 51:702(7.1)."**

17 AMENDMENT NO. 6

18 On page 2, line 23, change "sales" to "salesman"

19 AMENDMENT NO. 7

20 On page 2, between lines 25 and 26, insert

21 **"(8) "Salesman" shall have the same meaning as set forth in R.S. 51:702(14)."**

22 AMENDMENT NO. 8

23 On page 3, line 2, delete "protective services entities" and insert "protection agency"

24 AMENDMENT NO. 9

25 On page 3, delete line 11 and insert

26 **"designated in writing by the eligible adult, or any other person permitted**
27 **under existing law, rules, regulations, or customer agreement."**

28 AMENDMENT NO. 10

29 On page 3, line 23, delete "will" and insert "may"

1 AMENDMENT NO. 11

2 On page 4, line 4, delete "**protective services**" and insert "**protection agency**"

3 AMENDMENT NO. 12

4 On page 4, line 5, delete "**or**" and insert "**of**"

5 AMENDMENT NO. 13

6 On page 4, line 8, delete "**protective services**" and insert "**protection agency**"

7 AMENDMENT NO. 14

8 On page 4, line 10, delete "**Any**" and insert

9 **"Unless a court or the commissioner enters an order extending the refusal of**
10 **disbursement or providing any other applicable protective relief, any"**

11 AMENDMENT NO. 15

12 On page 4, line 15, delete "**adult protective**" and insert "**an adult protection agency**"

13 AMENDMENT NO. 16

14 On page 4, delete line 16 and insert

15 **"or the commissioner of securities requests that the dealer or investment"**

16 AMENDMENT NO. 17

17 On page 4, lines 18, 19 and 24, delete "**broker**" and insert "**dealer**"

18 AMENDMENT NO. 18

19 On page 4, line 25, delete "**A dealer or investment advisor**" and insert

20 **"A dealer, investment advisor, or qualified individual"**

21 AMENDMENT NO. 19

22 On page 4, line 29, delete "**indemnity**" and insert "**immunity**"

23 AMENDMENT NO. 20

24 On page 5, delete lines 8 through 10 and insert

25 **"an eligible adult to an adult protection agency, commissioner of securities, and**
26 **to law enforcement, either as part of a referral to the agency or to law**
27 **enforcement, or upon request of the agency or law enforcement pursuant to an**
28 **investigation."**

29 AMENDMENT NO. 21

30 On page 5, delete lines 15 and 16 and insert

31 **"confidential under applicable statutory authority of the commissioner of**
32 **securities or adult protection agency."**

1 AMENDMENT NO. 22

2 On page 5, line 19, delete "**brokers**" and insert "**dealers**"

3 AMENDMENT NO. 23

4 On page 5, delete lines 20 through 23 and insert

5 **§725.7. Rulemaking**

6 **The commissioner of securities shall have the power to make such rules**
7 **and regulations in accordance with the Administrative Procedure Act as he may**
8 **deem necessary to carry out the provisions of this Title, including the use of a**
9 **senior specific certification or designation.**

10 "Section 2. The provisions of this Act shall become effective on January 1, 2017."