

3 AAC 08.065(a) is amended to read:

(a) This section applies exclusively to broker-dealer services conducted by broker-dealers on the premises of a financial institution where retail deposits are taken. This section does not apply to broker-dealer services provided to non-retail customers, such as institutional investors within the meaning of AS 45.55.990(7)(D)(i)-(iii) [AS 45.55.990(3)(D)(i)-(iii)].

(Eff. 4/19/2000, Register 154; am \_\_/\_\_/\_\_, Register \_\_\_\_)

**Authority:** AS 45.55.025 AS 45.55.060 AS 45.55.950

3 AAC 08.900(c)(3) is amended to read:

(3) sales literature, advertisements, or market letters prepared in conformity with the applicable regulations and in compliance with the filing requirements of the SEC, FINRA [NASD], or a national securities exchange, and not found by that agency or organization to be out of compliance with those regulations and requirements; (Eff. 2/20/72, Register 41; am 4/19/2000, Register 154; am 6/8/2001, Register 158; am \_\_/\_\_/\_\_, Register \_\_\_\_)

**Authority:** AS 45.55.150 AS 45.55.170 AS 45.55.950

3 AAC 08.910(1)(A) is amended to read:

(1) manual exemptions

(A) for the purpose of the "manual exemption" under AS 45.55.900(b)(17), the following publications that contain information prescribed at AS 45.55.900(b)(17) are "nationally recognized securities manuals":

**(i) Standard and Poor's Standard Corporation Descriptions;**

**(ii) Mergent's Industrial Manual;**

**(iii) Mergent's Bank and Finance Manual;**

**(iv) Mergent's Public Utility Manual;**

**(v) Mergent's Municipal and Governmental Manual;**

**(vi) Mergent's Transportation Manual;**

**(vii) Mergent's OTC Industrial Manual;**

**(viii) Mergent's OTC Unlisted Manual; and**

**(ix) Mergent's International Manual.**

[(i) STANDARD & POOR'S;

(ii) MOODY'S INVESTORS SERVICE, INC.;

(iii) FINANCIAL COMMUNICATIONS COMPANY, INC.,

WHICH WERE FORMERLY KNOWN AS "MOODY'S MANUALS";

(iv) FITCH INVESTORS SERVICE, LP;]

3 AAC 08.910(3)(A) is repealed:

(A) Repealed \_\_/\_\_/\_\_.

3 AAC 08.910(5) is repealed:

(5) Repealed \_\_/\_\_/\_\_.

3 AAC 08.910(6) is amended to read:

(6) an application for exemption under AS 45.55.900(b)(7), when commission or other remuneration other than a stand by commission is paid, shall be filed with the

administrator on State of Alaska Form 08-109 along with the fees as required by 3 AAC 08.920(a)(6); the application must be in the administrator's possession five full business days before the proposed transaction, unless the administrator waives the five-day time requirement;

3 AAC 08.910(9) is amended to read:

(9) an application for exemption under AS 45.55.900(b)(19) shall be filed with the administrator on State of Alaska Form 08-111 along with the fees as required by 3 AAC 08.920(a)(6), and must be in the administrator's possession at least **ten** [TWO] business days before the offer is made, unless the administrator waives the **ten** [TWO]-day time requirement;

3 AAC 08.910 is amended by adding a new subsection to read:

(14) For purposes of AS 45.55.900(b)(9), a controlling person means a person who owns or controls more than 50 percent of the outstanding shares of the securities of a person.

(Eff. 2/20/72, Register 41; am 3/24/76, Register 57; am 2/9/78, Register 65; am 11/18/90, Register 116; am 9/8/91, Register 119; am 10/1/99, Register 151; am 6/8/2001, Register 158; am \_\_/\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 45.55.900 AS 45.55.950

3 AAC 08.920(a)(1)(B) is amended to read:

(B) all forms and documents shall be in electronic medium or printed, [LITHOGRAPHED, MIMEOGRAPHED,] typewritten, or prepared by a similar process which, in the opinion of the administrator, produces copies suitable for a permanent record and shall be clear, easily readable, and suitable for repeated copying; exhibits may be attached to additional sheets or filed in separate envelopes, properly marked or identified;

(Eff. 2/20/72, Register 41; am 10/1/99, Register 151; am 4/19/2000, Register 154; am 4/20/2000, Register 154; am 1/4/2013, Register 205; am \_\_/\_\_/\_\_, Register \_\_)

**Authority:** AS 45.55.110 AS 45.55.139 AS 45.55.950  
AS 45.55.980

3 AAC 08.950(33) is amended to read:

(33) "accredited investor" has the meaning given in **17 C.F.R. 230.501(a), as revised as of October 1, 2013** [17 C.F.R. 230.501(C), AS REVISED AS OF OCTOBER 1, 1999] and adopted by reference;

3 AAC 08.950 is amended by adding a new subsection to read:

(75) "FINRA" means the Financial Industry Regulatory Authority, formerly NASD.

(Eff. 2/20/72, Register 41; am 10/1/99, Register 151; am 4/19/2000, Register 154; am 4/20/2000, Register 154; am 12/7/2006, Register 180; am \_\_/\_\_/\_\_, Register \_\_)

**Authority:** AS 45.55.950 AS 45.55.990