

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

400E0298

## SENATE BILL NO. 40

Introduced by: The Committee on Commerce at the request of the Department of  
Commerce and Regulation

1 FOR AN ACT ENTITLED, An Act to exempt from registration certain Canadian broker-dealers  
2 and the securities offered by them.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 47-31A-401(c) be amended by adding thereto a NEW SUBSECTION to  
5 read as follows:

6 (5) A person who is a resident of Canada, has no office or other physical presence in this  
7 state, and complies with the following conditions:

8 (a) Is a member of a self-regulatory organization or stock exchange in Canada;

9 (b) Maintains a provincial or territorial registration and a membership in a self-  
10 regulatory organization or stock exchange in good standing;

11 (c) Is not in violation of § 47-31A-101; and

12 (d) Only effects or attempts to effect transactions in securities:

13 (i) With or for a person from Canada who is temporarily present in this  
14 state, with whom the Canadian person had a bona fide business-client

15 relationship before the person entered this state; or

