

**AMENDMENT TO RULES COMMITTEE PRINT 118-**

**36**

**OFFERED BY MR. GOTTHEIMER OF NEW JERSEY**

At the end of subtitle A of title XVII, insert the following new section:

1 **SEC. 17\_\_\_.** **ESTABLISHMENT OF A SENIOR INVESTOR**  
2 **TASKFORCE IN THE SECURITIES EXCHANGE**  
3 **COMMISSION.**

4 (a) SENIOR INVESTOR TASKFORCE.—Section 4 of the  
5 Securities Exchange Act of 1934 (15 U.S.C. 78d) is  
6 amended by adding at the end the following:

7 “(1) SENIOR INVESTOR TASKFORCE.—

8 “(1) ESTABLISHMENT.—There is established  
9 within the Commission the Senior Investor  
10 Taskforce (in this subsection referred to as the  
11 ‘Taskforce’).

12 “(2) DIRECTOR OF THE TASKFORCE.—The  
13 head of the Taskforce shall be the Director, who  
14 shall—

15 “(A) report directly to the Chairman; and

16 “(B) be appointed by the Chairman, in  
17 consultation with the Commission, from among  
18 individuals—

1                   “(i) currently employed by the Com-  
2                   mission or from outside of the Commis-  
3                   sion; and

4                   “(ii) having experience in advocating  
5                   for the interests of senior investors.

6                   “(3) STAFFING.—The Chairman shall ensure  
7                   that—

8                   “(A) the Taskforce is staffed sufficiently to  
9                   carry out fully the requirements of this sub-  
10                  section; and

11                  “(B) such staff shall include individuals  
12                  from the Division of Enforcement, Office of  
13                  Compliance Inspections and Examinations, and  
14                  Office of Investor Education and Advocacy.

15                  “(4) NO COMPENSATION FOR MEMBERS OF  
16                  TASKFORCE.—All members of the Taskforce ap-  
17                  pointed under paragraph (2) or (3) shall serve with-  
18                  out compensation in addition to that received for  
19                  their services as officers or employees of the United  
20                  States.

21                  “(5) MINIMIZING DUPLICATION OF EFFORTS.—  
22                  In organizing and staffing the Taskforce, the Chair-  
23                  man shall take such actions as may be necessary to  
24                  minimize the duplication of efforts within the divi-  
25                  sions and offices described under paragraph (3)(B)

1 and any other divisions, offices, or taskforces of the  
2 Commission.

3 “(6) FUNCTIONS OF THE TASKFORCE.—The  
4 Taskforce shall—

5 “(A) identify challenges that senior inves-  
6 tors encounter, including problems associated  
7 with financial exploitation and cognitive decline;

8 “(B) identify areas in which senior inves-  
9 tors would benefit from changes in the regula-  
10 tions of the Commission or the rules of self-reg-  
11 ulatory organizations;

12 “(C) coordinate, as appropriate, with other  
13 offices within the Commission, other taskforces  
14 that may be established within the Commission,  
15 self-regulatory organizations, and the Elder  
16 Justice Coordinating Council; and

17 “(D) consult, as appropriate, with State  
18 securities and law enforcement authorities,  
19 State insurance regulators, and other Federal  
20 agencies.

21 “(7) REPORT.—The Taskforce, in coordination,  
22 as appropriate, with the Office of the Investor Adv-  
23ocate and self-regulatory organizations, and in con-  
24sultation, as appropriate, with State securities and  
25 law enforcement authorities, State insurance regu-

1 lators, and Federal agencies, shall issue a report  
2 every 2 years to the Committee on Banking, Hous-  
3 ing, and Urban Affairs and the Special Committee  
4 on Aging of the Senate and the Committee on Fi-  
5 nancial Services of the House of Representatives, the  
6 first of which shall not be issued until after the re-  
7 port by the Comptroller General of the United  
8 States on financial exploitation of senior citizens de-  
9 scribed in the National Defense Authorization Act  
10 for Fiscal Year 2025 has been issued and considered  
11 by the Taskforce, containing—

12 “(A) appropriate statistical information  
13 and full and substantive analysis;

14 “(B) a summary of recent trends and inno-  
15 vations that have impacted the investment land-  
16 scape for senior investors;

17 “(C) a summary of regulatory initiatives  
18 that have concentrated on senior investors and  
19 industry practices related to senior investors;

20 “(D) key observations, best practices, and  
21 areas needing improvement, involving senior in-  
22 vestors identified during examinations, enforce-  
23 ment actions, and investor education outreach;

1           “(E) a summary of the most serious issues  
2           encountered by senior investors, including  
3           issues involving financial products and services;

4           “(F) an analysis with regard to existing  
5           policies and procedures of brokers, dealers, in-  
6           vestment advisers, and other market partici-  
7           pants related to senior investors and senior in-  
8           vestor-related topics and whether these policies  
9           and procedures need to be further developed or  
10          refined;

11          “(G) recommendations for such changes to  
12          the regulations, guidance, and orders of the  
13          Commission and self-regulatory organizations  
14          and such legislative actions as may be appro-  
15          priate to resolve problems encountered by senior  
16          investors; and

17          “(H) any other information, as determined  
18          appropriate by the Director of the Taskforce.

19          “(8) REQUEST FOR REPORTS.—The Taskforce  
20          shall make any report issued under paragraph (7)  
21          available to a Member of Congress who requests  
22          such a report.

23          “(9) SUNSET.—The Taskforce shall terminate  
24          after the end of the 10-year period beginning on the  
25          date of the enactment of this subsection.

1           “(10) SENIOR INVESTOR DEFINED.—For pur-  
2           poses of this subsection, the term ‘senior investor’  
3           means an investor over the age of 65.

4           “(11) USE OF EXISTING FUNDS.—The Commis-  
5           sion shall use existing funds to carry out this sub-  
6           section.”.

7           (b) GAO STUDY.—

8           (1) STUDY.—Not later than 2 years after the  
9           date of enactment of this section, the Comptroller  
10          General of the United States shall submit to Con-  
11          gress and the Senior Investor Taskforce established  
12          under subsection (l) of section 4 of the Securities  
13          Exchange Act of 1934 (15 U.S.C. 78d), as added by  
14          this section, the results of a study of financial ex-  
15          ploitation of senior citizens.

16          (2) CONTENTS.—The study required under  
17          paragraph (1) shall include information with respect  
18          to—

19                 (A) economic costs of the financial exploi-  
20                 tation of senior citizens—

21                         (i) associated with losses by victims  
22                         that were incurred as a result of the finan-  
23                         cial exploitation of senior citizens;

24                         (ii) incurred by State and Federal  
25                         agencies, law enforcement and investiga-

1 tory agencies, public benefit programs,  
2 public health programs, and other public  
3 programs as a result of the financial ex-  
4 ploitation of senior citizens;

5 (iii) incurred by the private sector as  
6 a result of the financial exploitation of sen-  
7 ior citizens; and

8 (iv) any other relevant costs that—

9 (I) result from the financial ex-  
10 ploitation of senior citizens; and

11 (II) the Comptroller General de-  
12 termines are necessary and appro-  
13 priate to include in order to provide  
14 Congress and the public with a full  
15 and accurate understanding of the  
16 economic costs resulting from the fi-  
17 nancial exploitation of senior citizens  
18 in the United States;

19 (B) frequency of senior financial exploi-  
20 tation and correlated or contributing factors—

21 (i) information about percentage of  
22 senior citizens financially exploited each  
23 year; and

24 (ii) information about factors contrib-  
25 uting to increased risk of exploitation, in-

1 cluding such factors as race, social isola-  
2 tion, income, net worth, religion, region,  
3 occupation, education, home-ownership, ill-  
4 ness, and loss of spouse; and

5 (C) policy responses and reporting of sen-  
6 ior financial exploitation—

7 (i) the degree to which financial ex-  
8 ploitation of senior citizens unreported to  
9 authorities;

10 (ii) the reasons that financial exploi-  
11 tation may be unreported to authorities;

12 (iii) to the extent that suspected elder  
13 financial exploitation is currently being re-  
14 ported—

15 (I) information regarding which  
16 Federal, State, and local agencies are  
17 receiving reports, including adult pro-  
18 tective services, law enforcement, in-  
19 dustry, regulators, and professional li-  
20 censing boards;

21 (II) information regarding what  
22 information is being collected by such  
23 agencies; and

24 (III) information regarding the  
25 actions that are taken by such agen-



1                   cies upon receipt of the report and  
2                   any limits on the agencies' ability to  
3                   prevent exploitation, such as jurisdic-  
4                   tional limits, a lack of expertise, re-  
5                   source challenges, or limiting criteria  
6                   with regard to the types of victims  
7                   they are permitted to serve;

8                   (iv) an analysis of gaps that may exist  
9                   in empowering Federal, State, and local  
10                  agencies to prevent senior exploitation or  
11                  respond effectively to suspected senior fi-  
12                  nancial exploitation; and

13                  (v) an analysis of the legal hurdles  
14                  that prevent Federal, State, and local  
15                  agencies from effectively partnering with  
16                  each other and private professionals to ef-  
17                  fectively respond to senior financial exploi-  
18                  tation.

19                  (3) SENIOR CITIZEN DEFINED.—For purposes  
20                  of this subsection, the term “senior citizen” means  
21                  an individual over the age of 65.

