

AMENDMENT TO THE RULES COMMITTEE PRINT

119–33

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In title XVII, add at the end the following:

1 **Subtitle C—Coordinated Market**
2 **Manipulation Prevention and**
3 **Investor Protection**

4 **SEC. 17 ____. FINDINGS.**

5 Congress finds the following:

6 (1) Active military, veterans, and their family
7 members have fallen victim to coordinated manipula-
8 tive trading schemes—commonly known as “ramp-
9 and-dump” or “pump-and-dump” schemes. These
10 are schemes through which fraudsters, often based
11 in People’s Republic of China, solicit investors
12 through social media platforms, messaging applica-
13 tions, and purported investment clubs or groups, in-
14 duce them to purchase securities over a sustained
15 period in order to inflate price and trading volume,
16 and then dispose of concentrated holdings to the det-
17 riment of the solicited investors.

18 (2) Such schemes increasingly target securities
19 registered with the Securities and Exchange Com-

1 mission and listed on national securities exchanges,
2 principally on smaller listing tiers, which lends the
3 schemes an undeserved appearance of legitimacy.

4 **SEC. 17 ____ . DEFINITIONS.**

5 Section 3(a) of the Securities Exchange Act of 1934
6 (15 U.S.C. 78c(a)) is amended by adding at the end the
7 following new paragraphs:

8 “(86) COORDINATED MANIPULATIVE TRADING
9 SCHEME.—The term ‘coordinated manipulative trad-
10 ing scheme’ means any plan, scheme, artifice, or
11 course of conduct, however effectuated and whether
12 or not carried out by persons within the United
13 States, to artificially affect the price, trading vol-
14 ume, or market for a security through—

15 “(A) the coordinated solicitation, pro-
16 motion, recommendation, or endorsement of the
17 purchase of such security directed at investors,
18 including through social media, messaging or
19 communications applications, electronic commu-
20 nications, advertisements, or purported invest-
21 ment clubs, groups, or advisory relationships;
22 and

23 “(B) the sale or other disposition of, or ar-
24 rangement to sell or dispose of, such security by
25 one or more persons who originate, control, co-

1 ordinate, or act in concert with respect to the
2 conduct described in subparagraph (A), or who
3 hold a concentrated position in such security, in
4 a manner that profits such persons at the ex-
5 pense of the solicited investors.

6 Such term includes schemes commonly known as
7 ‘ramp-and-dump’ and ‘pump-and-dump’ schemes,
8 and shall be construed to effectuate the remedial
9 purposes of this title.

10 “(87) MANIPULATION-RISK INDICIA.—The term
11 ‘manipulation-risk indicia’ means objective charac-
12 teristics, identified by the Commission or a self-regu-
13 latory organization by rule, that are reasonably asso-
14 ciated with susceptibility to, or the existence of, a
15 coordinated manipulative trading scheme, and shall
16 include, at a minimum—

17 “(A) a small public float or a small num-
18 ber of holders of record or beneficial holders;

19 “(B) concentration of beneficial ownership
20 or of the public float in a limited number of
21 persons or in persons acting in concert;

22 “(C) a small market capitalization;

23 “(D) a recent initial public offering, initial
24 listing, business combination with a shell com-
25 pany, or reverse merger;

1 “(E) the allocation of a substantial portion
2 of pre-offering or pre-listing shares to a limited
3 number of holders at nominal or no consider-
4 ation;

5 “(F) coordinated or anomalous pro-
6 motional activity, including promotion through
7 social media, messaging or communications ap-
8 plications, or purported investment clubs or
9 groups;

10 “(G) association of the issuer, offering, or
11 listing with an underwriter, placement agent,
12 auditor, or other associated person that has
13 previously been associated with one or more se-
14 curities that became the subject of a coordi-
15 nated manipulative trading scheme; and

16 “(H) abrupt or anomalous movements in
17 price, trading volume, or order flow that are in-
18 consistent with the issuer’s public float, finan-
19 cial condition, or disclosed information.

20 “(88) HEIGHTENED-RISK SECURITY.—The term
21 ‘heightened-risk security’ means a security that ex-
22 hibits one or more manipulation-risk indicia, as de-
23 termined by the Commission or the relevant self-reg-
24 ulatory organization, by rule or order.

1 “(A) enhanced review of the disclosures,
2 risk factors, beneficial ownership, public float,
3 distribution plan, and use of proceeds described
4 in the registration statement;

5 “(B) verification of the identity and hold-
6 ings of beneficial owners and of the persons to
7 whom pre-offering shares have been allocated;

8 “(C) review of the track record of each un-
9 derwriter, placement agent, auditor, and other
10 associated person in connection with prior secu-
11 rities that became the subject of a coordinated
12 manipulative trading scheme; and

13 “(D) such additional procedures as the
14 Commission determines are necessary or appro-
15 priate in the public interest or for the protec-
16 tion of investors.

17 “(2) AUTHORITY TO REFUSE ACCELERATION;
18 REFUSAL AND STOP ORDERS.—Where a registration
19 statement relates to a heightened-risk security, the
20 Commission may decline to accelerate the effective
21 date under section 8(a), and may issue a refusal
22 order under subsection (b) or a stop order under
23 subsection (d), if the Commission finds that the
24 risks associated with the manipulation-risk indicia
25 are not adequately mitigated and disclosed. The ex-

1 istence of manipulation-risk indicia, without ade-
2 quate mitigation and disclosure, shall be a sufficient
3 basis for a finding that the public interest and the
4 protection of investors so require.

5 “(3) INTERIM AUTHORITY.—Pending the effec-
6 tiveness of the rules required by paragraph (1), the
7 Commission may exercise the authority described in
8 paragraph (2) on a case-by-case basis.

9 “(4) RULE OF CONSTRUCTION.—Nothing in
10 this subsection limits any other authority of the
11 Commission with respect to the review of registra-
12 tion statements or the protection of investors.”.

13 **SEC. 17___ . MANDATORY RISK-FACTOR DISCLOSURE FOR**
14 **HEIGHTENED-RISK SECURITIES.**

15 Section 10 of the Securities Act of 1933 (15 U.S.C.
16 77j) is amended by adding at the end the following new
17 subsection:

18 “(g) COORDINATED MANIPULATION RISK DISCLO-
19 SURE.—The Commission shall, by rule, require that the
20 prospectus and registration statement relating to a height-
21 ened-risk security include prominent disclosure of—

22 “(1) the susceptibility of the security to coordi-
23 nated manipulative trading schemes;

1 “(2) the public float, the number of holders,
2 and the concentration of beneficial ownership of the
3 security;

4 “(3) any allocation of pre-offering or pre-listing
5 shares to a limited number of holders at nominal or
6 no consideration; and

7 “(4) any coordinated or promotional activity of
8 which the issuer or any associated person is aware
9 relating to the offering.”.

10 **SEC. 17___ . INITIAL AND CONTINUED LISTING STANDARDS**

11 **DESIGNED TO PREVENT COORDINATED MA-**
12 **NIPULATION.**

13 (a) EXCHANGE LISTING STANDARDS.—Section 6(b)
14 of the Securities Exchange Act of 1934 (15 U.S.C. 78f(b))
15 is amended by adding at the end the following new para-
16 graph:

17 “(11) The rules of the exchange shall—

18 “(A) establish initial and continued listing
19 standards, including minimum public float,
20 minimum number of round-lot or beneficial
21 holders, minimum distribution, and minimum
22 market value of publicly held shares, reasonably
23 designed to reduce the susceptibility of listed
24 securities to coordinated manipulative trading
25 schemes;

1 “(B) require, before listing any security,
2 screening for manipulation-risk indicia, and
3 provide for the denial of listing, or the imposi-
4 tion of conditions on listing, where such indicia
5 are present and not adequately mitigated and
6 disclosed;

7 “(C) provide for ongoing monitoring of
8 listed securities for manipulation-risk indicia
9 and early-warning signals, and for prompt ac-
10 tion with respect to securities identified as
11 heightened-risk securities or as the subject of a
12 coordinated manipulative trading scheme, in-
13 cluding halting trading in accordance with sec-
14 tion 12(k); and

15 “(D) provide for the reporting to the Com-
16 mission of early-warning signals in accordance
17 with section 19(j).”.

18 (b) COMMISSION BASELINE STANDARDS.—Not later
19 than 270 days after the date of enactment of this Act,
20 the Commission shall, by rule, establish baseline minimum
21 requirements to implement the standards described in sec-
22 tion 6(b)(11) of the Securities Exchange Act of 1934, as
23 added by subsection (a). The rules of each national securi-
24 ties exchange and registered securities association shall be
25 no less stringent than such baseline requirements, and the

1 Commission shall disapprove, under section 19(b) of that
2 Act, any proposed rule change that fails to meet such re-
3 quirements.

4 (c) CONFORMING APPLICATION TO REGISTERED SE-
5 CURITIES ASSOCIATIONS.—Section 15A(b) of the Securi-
6 ties Exchange Act of 1934 (15 U.S.C. 78o-3(b)) is amend-
7 ed by adding at the end the following: “The rules of the
8 association shall include the protections described in sec-
9 tion 6(b)(11), as applicable to securities for which the as-
10 sociation is the responsible self-regulatory organization.”.

11 **PART B—DETECTION AND SURVEILLANCE**

12 **SEC. 17___. SELF-REGULATORY ORGANIZATION SURVEIL-** 13 **LANCE DUTIES; EARLY-WARNING SIGNALS.**

14 Section 19 of the Securities Exchange Act of 1934
15 (15 U.S.C. 78s) is amended by adding at the end the fol-
16 lowing new subsection:

17 “(j) SURVEILLANCE FOR COORDINATED MANIPULA-
18 TIVE TRADING SCHEMES.—

19 “(1) DUTY TO SURVEIL.—Each self-regulatory
20 organization shall establish, maintain, and enforce
21 automated surveillance reasonably designed to de-
22 tect, on a timely basis, coordinated manipulative
23 trading schemes and the manipulation-risk indicia
24 and early-warning signals associated with such
25 schemes, including by analyzing cross-market trad-

1 ing, order flow, and account data and, where avail-
2 able and permitted, publicly available promotional
3 activity.

4 “(2) DUTY TO ACT.—Upon generation of an
5 early-warning signal, the self-regulatory organization
6 shall take prompt and reasonable action, which may
7 include enhanced monitoring, requests for informa-
8 tion, referral, halting trading in accordance with sec-
9 tion 12(k), and any other action authorized by its
10 rules or by the Commission.

11 “(3) DUTY TO REPORT.—Each self-regulatory
12 organization shall report each early-warning signal,
13 and the action taken in response, to the Commission
14 not later than 1 business day after generation of the
15 signal, in such form and manner as the Commission
16 shall prescribe.

17 “(4) COORDINATION.—Self-regulatory organiza-
18 tions shall coordinate and share information among
19 themselves and with the Commission with respect to
20 coordinated manipulative trading schemes, con-
21 sistent with section 203.”.

1 **SEC. 17____. USE OF THE CONSOLIDATED AUDIT TRAIL FOR**
2 **MANIPULATION DETECTION.**

3 Section 11A of the Securities Exchange Act of 1934
4 (15 U.S.C. 78k-1) is amended by adding at the end the
5 following new subsection:

6 “(e) **CONSOLIDATED AUDIT TRAIL; DETECTION OF**
7 **COORDINATED MANIPULATION.—**

8 “(1) **IN GENERAL.—**Notwithstanding any limi-
9 tation in the national market system plan governing
10 the consolidated audit trail, the Commission, each
11 self-regulatory organization, and the plan processor
12 shall use consolidated audit trail data to detect, ana-
13 lyze, and respond to coordinated manipulative trad-
14 ing schemes, including by conducting cross-market
15 analytics to identify coordinated trading and con-
16 centrated dispositions.

17 “(2) **EARLY-WARNING ANALYTIC CAPABILITY.—**
18 Not later than 360 days after the date of enactment
19 of this subsection, the Commission shall establish
20 and maintain an analytic capability to generate
21 early-warning signals from consolidated audit trail
22 data and other available data.

23 “(3) **DATA PROTECTION.—**The Commission
24 shall prescribe safeguards governing the access to,
25 use of, and protection of data accessed under this
26 subsection, consistent with applicable requirements

1 for the protection of personal and confidential infor-
2 mation.”.

3 **SEC. 17 ___. EARLY-WARNING REFERRAL AND INFORMA-**
4 **TION SHARING.**

5 Title I of the Securities Exchange Act of 1934 is
6 amended by inserting after section 21F (15 U.S.C. 78u-
7 6) the following new section:

8 **“SEC. 21G. COORDINATED MANIPULATION REFERRAL AND**
9 **INFORMATION SHARING.**

10 “(a) REFERRAL FRAMEWORK.—The Commission
11 shall establish a framework for the prompt referral of
12 early-warning signals and information relating to coordi-
13 nated manipulative trading schemes among the Commis-
14 sion, self-regulatory organizations, and appropriate Fed-
15 eral and State authorities.

16 “(b) PRIVILEGE AND CONFIDENTIALITY.—The shar-
17 ing of information under this section, or under section
18 19(j), with the Commission or another authority shall not
19 constitute a waiver of, or otherwise affect, any privilege
20 or claim of confidentiality that the sharing person may
21 assert with respect to such information.

22 “(c) USE.—Information shared under this section
23 may be used for any purpose relating to the prevention,
24 detection, investigation, or prosecution of coordinated ma-

1 manipulative trading schemes, or the recovery of investor
2 losses.”.

3 **PART C—RAPID INTERVENTION**

4 **SEC. 17____. EXTENDED TRADING SUSPENSION AUTHORITY**
5 **FOR COORDINATED MANIPULATIVE TRADING**
6 **SCHEMES.**

7 Section 12(k) of the Securities Exchange Act of 1934
8 (15 U.S.C. 78l(k)) is amended—

9 (1) in paragraph (1)(A), by striking “not ex-
10 ceeding 10 business days” and inserting “not ex-
11 ceeding 10 business days (or, in the case of a secu-
12 rity that the Commission reasonably believes to be
13 the subject of a coordinated manipulative trading
14 scheme, not exceeding 30 business days)”; and

15 (2) by adding at the end the following new
16 paragraph:

17 “(8) COORDINATED MANIPULATIVE TRADING
18 SCHEMES.—

19 “(A) EXTENDED SUSPENSION.—If the
20 Commission reasonably believes, based on cred-
21 ible indicia (including one or more early-warn-
22 ing signals or manipulation-risk indicia), that a
23 security is the subject of a coordinated manipu-
24 lative trading scheme, and that the public inter-
25 est and the protection of investors so require,

1 the Commission may by order summarily sus-
2 pend trading in that security for a period not
3 exceeding 30 business days.

4 “(B) RENEWAL.—The Commission may
5 renew a suspension under subparagraph (A) for
6 one or more additional periods, each not exceed-
7 ing 30 business days, upon written findings
8 that the conditions described in subparagraph
9 (A) continue to be satisfied.

10 “(C) PROCEDURAL PROTECTIONS.—
11 Promptly after issuing or renewing a suspen-
12 sion under this paragraph, the Commission
13 shall provide notice and an opportunity for a
14 hearing to the issuer and to any other person
15 directly and adversely affected who requests a
16 hearing. A person aggrieved by a suspension
17 under this paragraph may obtain review in ac-
18 cordance with section 25.

19 “(D) EXCHANGE AND ASSOCIATION
20 HALTS.—A national securities exchange or reg-
21 istered securities association shall halt trading
22 in a security upon the direction of the Commis-
23 sion under this paragraph, and may halt trad-
24 ing in a security for which it is the responsible
25 self-regulatory organization upon the generation

1 of an early-warning signal, in accordance with
2 its rules.

3 “(E) RELATIONSHIP TO OTHER AUTHOR-
4 ITY.—The authority under this paragraph is in
5 addition to, and not in lieu of, any other au-
6 thority of the Commission, including under
7 paragraphs (1) and (2) and under section
8 12(j).”.

9 **SEC. 17 ____ . EXPEDITED DELEGATED AUTHORITY.**

10 Section 4A of the Securities Exchange Act of 1934
11 (15 U.S.C. 78d-1) is amended by adding at the end the
12 following new subsection:

13 “(d) DELEGATION RELATING TO COORDINATED MA-
14 NIPULATIVE TRADING SCHEMES.—

15 “(1) IN GENERAL.—The Commission may dele-
16 gate, to a designated office, division, or interdiscipli-
17 nary unit of the Commission, the authority to—

18 “(A) issue, upon credible indicia of a co-
19 ordinated manipulative trading scheme, a tem-
20 porary summary suspension of trading for a pe-
21 riod not exceeding 10 business days under sec-
22 tion 12(k); and

23 “(B) institute expedited proceedings, and
24 seek expedited relief, with respect to a coordi-
25 nated manipulative trading scheme.

1 (b) CRIMINAL PENALTIES.—Section 32(a) of the Se-
2 curities Exchange Act of 1934 (15 U.S.C. 78ff(a)) is
3 amended by inserting after “not more than \$5,000,000”
4 the following: “(or, in the case of a willful violation involv-
5 ing a coordinated manipulative trading scheme, not more
6 than \$10,000,000)”.

7 **SEC. 17___ . ENHANCED DILIGENCE AND RECORDKEEPING;**
8 **PARTICIPATION BARS FOR REPEAT GATE-**
9 **KEEPERS.**

10 (a) UNDERWRITER AND PLACEMENT-AGENT DILI-
11 GENCE.—The Commission shall, by rule, require each un-
12 derwriter or placement agent of an offering of a height-
13 ened-risk security to—

14 “(1) conduct and document enhanced due dili-
15 gence with respect to the manipulation-risk indicia
16 associated with the offering, including the identity
17 and holdings of beneficial owners and the allocation
18 of pre-offering shares; and

19 “(2) make and preserve records of such dili-
20 gence, which shall be subject to examination by the
21 Commission and the relevant self-regulatory organi-
22 zation.”.

23 (b) PARTICIPATION CONDITIONS AND BARS.—Sec-
24 tion 15(b)(4) of the Securities Exchange Act of 1934 (15

1 U.S.C. 78o(b)(4)) is amended by adding at the end the
2 following new subparagraph:

3 “(H) is, or has been, repeatedly associated,
4 as underwriter, placement agent, or other asso-
5 ciated person, with securities that became the
6 subject of coordinated manipulative trading
7 schemes, such that the Commission finds, after
8 notice and opportunity for hearing, that condi-
9 tioning, limiting, suspending, or barring the
10 participation of such person in offerings of
11 heightened-risk securities is in the public inter-
12 est and for the protection of investors.”.

13 (c) AUDITORS.—The Commission shall, in coordina-
14 tion with the Public Company Accounting Oversight
15 Board, take such action as is necessary or appropriate
16 with respect to a registered public accounting firm that
17 is repeatedly associated with issuers of securities that be-
18 came the subject of coordinated manipulative trading
19 schemes.

20 **SEC. 17____. DISGORGEMENT, EQUITABLE RELIEF, AND RE-**
21 **COVERY MEASURED BY INVESTOR LOSS.**

22 Section 21(d) of the Securities Exchange Act of 1934
23 (15 U.S.C. 78u(d)) is amended by adding at the end the
24 following new paragraph:

1 “(10) RECOVERY IN COORDINATED MANIPULA-
2 TION CASES.—In any action relating to a coordi-
3 nated manipulative trading scheme—

4 “(A) the Commission may seek, and the
5 court may order, disgorgement measured by ei-
6 ther the unjust enrichment of the violator or
7 the aggregate losses incurred by investors,
8 whichever is greater;

9 “(B) the applicable limitations period
10 under paragraph (8) shall be tolled during any
11 period in which the violator, or assets or pro-
12 ceeds of the scheme, are outside the jurisdiction
13 of the United States or concealed from the
14 Commission; and

15 “(C) process may be served, and the action
16 may be maintained, in any district in which any
17 act or transaction constituting the violation oc-
18 curred, in which any solicited investor resides,
19 or in which any defendant may be found.”.

20 **PART E—VICTIM RECOVERY AND RESTITUTION**

21 **SEC. 17 ____. RESTITUTION AND INVESTOR RELIEF FUNDS.**

22 (a) DISTRIBUTION TO HARMED INVESTORS.—Sec-
23 tion 308 of the Sarbanes-Oxley Act of 2002 (15 U.S.C.
24 7246) is amended by adding at the end the following new
25 subsection:

1 “(f) COORDINATED MANIPULATIVE TRADING
2 SCHEMES.—

3 “(1) PRIORITY.—In the case of amounts ob-
4 tained in connection with a coordinated manipulative
5 trading scheme (as defined in section 3(a) of the Se-
6 curities Exchange Act of 1934), the Commission
7 shall give priority to the distribution of
8 disgorgement, civil penalties, and other amounts to
9 the investors harmed by the scheme.

10 “(2) PARTIAL RECOVERY.—The Commission
11 may establish and administer a distribution under
12 this section, and may distribute available amounts to
13 harmed investors, notwithstanding that the violator
14 is located outside the United States or that any
15 judgment or order remains partially uncollected.

16 “(3) ADMINISTRATION.—Amounts appropriated
17 to carry out this subsection, and amounts available
18 to the Commission for this purpose, may be used to
19 administer the identification of harmed investors
20 and the distribution of funds.”.

21 **SEC. 17 ____. COORDINATION WITH THE FINANCIAL CRIMES**

22 **ENFORCEMENT NETWORK.**

23 (a) COORDINATION.—Not later than 180 days after
24 the date of enactment of this Act, the Commission shall

1 enter into one or more memoranda of understanding with
2 the Financial Crimes Enforcement Network to—

3 “(1) participate in the Rapid Response Pro-
4 gram and the FinCEN Exchange, or successor pro-
5 grams, for the purpose of interdicting and recovering
6 funds lost by victims of coordinated manipulative
7 trading schemes;

8 “(2) expedite the referral of information relat-
9 ing to such schemes; and

10 “(3) coordinate with domestic and foreign au-
11 thorities to identify, freeze, and repatriate the assets
12 and proceeds of such schemes.”.

13 (b) REPORT.—The Commission shall include, in the
14 report required under section 17____ (relating to “Re-
15 ports to Congress; Comptroller General study”), a descrip-
16 tion of the coordination conducted under this section and
17 of the amounts interdicted or recovered on behalf of vic-
18 tims.

19 **PART F—COORDINATION, OVERSIGHT, AND**
20 **REPORTING**

21 **SEC. 17____. AUDIT OVERSIGHT OF HEIGHTENED-RISK**
22 **ISSUERS.**

23 Using its authority under section 107 of the Sar-
24 banes-Oxley Act of 2002 (15 U.S.C. 7217), the Commis-
25 sion shall direct, encourage, and oversee the Public Com-

1 pany Accounting Oversight Board to ensure that the in-
2 spection and enforcement programs of the Board prioritize
3 registered public accounting firms that audit issuers of
4 heightened-risk securities or that are associated with secu-
5 rities that became the subject of coordinated manipulative
6 trading schemes, and shall report on such efforts under
7 section 17____ (relating to “Reports to Congress; Comp-
8 troller General study”).

9 **SEC. 17___. INTERAGENCY COORDINATION STRATEGY;**
10 **CROSS-BORDER ENFORCEMENT.**

11 (a) STRATEGY.—Not later than 270 days after the
12 date of enactment of this Act, the Commission, in coordi-
13 nation with the Department of Justice, the Federal Bu-
14 reau of Investigation, the Financial Crimes Enforcement
15 Network, and other appropriate authorities, shall develop
16 and implement a strategy to prevent, detect, interrupt,
17 and remediate coordinated manipulative trading schemes,
18 including schemes originating outside the United States.

19 (b) CROSS-BORDER ENFORCEMENT UNIT.—The
20 Commission shall maintain a dedicated unit responsible
21 for the detection and enforcement of coordinated manipu-
22 lative trading schemes involving cross-border conduct, and
23 may exercise delegated authority with respect to such unit
24 in accordance with section 4A(d) of the Securities Ex-
25 change Act of 1934.

1 **SEC. 17___ . REPORTS TO CONGRESS; COMPTROLLER GEN-**
2 **ERAL STUDY.**

3 (a) ANNUAL COMMISSION REPORT.—Not later than
4 1 year after the date of enactment of this Act, and annu-
5 ally thereafter, the Commission shall submit to the Com-
6 mittee on Financial Services of the House of Representa-
7 tives and the Committee on Banking, Housing, and Urban
8 Affairs of the Senate a report that describes—

9 “(1) the incidence and estimated investor losses
10 attributable to coordinated manipulative trading
11 schemes;

12 “(2) the early-warning signals generated and
13 the actions taken in response, including trading sus-
14 pensions and halts;

15 “(3) the enforcement actions brought and the
16 amounts recovered and distributed to harmed inves-
17 tors; and

18 “(4) any additional authority or resources the
19 Commission recommends.”.

20 (b) COMPTROLLER GENERAL STUDY.—Not later
21 than 18 months after the date of enactment of this Act,
22 the Comptroller General of the United States shall submit
23 to the committees described in subsection (a) a study eval-
24 uating the effectiveness of the prevention, detection, inter-
25 vention, and recovery measures established by this sub-
26 title, and recommending any additional measures.

1 **SEC. 17___ . RULES OF CONSTRUCTION; NON-LIMITATION;**
2 **SEVERABILITY; AUTHORIZATION OF APPRO-**
3 **PRIATIONS; EFFECTIVE DATE.**

4 (a) NON-LIMITATION.—Nothing in this subtitle, or in
5 any amendment made by this subtitle, shall be construed
6 to limit any authority of the Commission, any self-regu-
7 latory organization, or any other authority that exists on
8 the day before the date of enactment of this Act. The au-
9 thorities established by this subtitle are in addition to, and
10 not in lieu of, all other applicable authorities.

11 (b) COUNTRY-NEUTRAL APPLICATION.—This sub-
12 title, and the amendments made by this subtitle, shall be
13 applied without regard to the country of organization,
14 domicile, or nationality of any issuer or person, and solely
15 on the basis of the conduct and characteristics described
16 herein.

17 (c) SEVERABILITY.—If any provision of this subtitle,
18 or any amendment made by this subtitle, or the applica-
19 tion thereof to any person or circumstance, is held to be
20 invalid, the remainder of this subtitle and the amendments
21 made by this subtitle, and the application thereof to other
22 persons or circumstances, shall not be affected thereby.

23 (d) AUTHORIZATION OF APPROPRIATIONS.—There
24 are authorized to be appropriated to the Commission such
25 sums as may be necessary to carry out this subtitle and
26 the amendments made by this subtitle.

1 (e) EFFECTIVE DATE.—This subtitle and the amend-
2 ments made by this subtitle take effect on the date of en-
3 actment of this Act. The self-executing and interim au-
4 thorities established by this subtitle may be exercised im-
5 mediately, pending the effectiveness of any rule required
6 by this subtitle.

