



**COMMISSIONER OF SECURITIES
STATE OF GEORGIA**

UNIFORM ACT IMPLEMENTATION ORDER 2011-03

**ORDER PROVIDING FOR EXAMINATIONS OF AGENTS
2008 Act Reference: O.C.G.A. § 10-5-41(e)**

The Commissioner of Securities for the State of Georgia (the "Commissioner") has determined that:

- (1) On July 1, 2009, the Georgia Securities Act of 1973 (the "1973 Act") was repealed by act of the Georgia General Assembly and that the Georgia Uniform Securities Act of 2008 (the "2008 Act") became effective on this same date.
- (2) Requiring examinations for agents of broker-dealers is in the public interest and is consistent with the purposes of the 2008 Act.
- (3) Pursuant to Section 10-5-41(e) of the 2008 Act, the Commissioner has the authority to provide for examination requirements for such persons.

In accordance with the above, the Commissioner hereby ORDERS:

(A) An individual applying to be registered as an Agent shall provide proof to the Commissioner that the individual has passed either:

- (1) The Series 63 Uniform Securities Agent State Law Examination administered by FINRA; and
- (2) One of the following securities examinations:
 - (a) FINRA Series 1 Registered Representative Examination;
 - (b) FINRA Series 2 SECO/FINRA Non-Member General Securities Examination;
 - (c) FINRA Series 6 Investment Company Products/Variable Contracts Representative Examination;
 - (d) FINRA Series 7 General Securities Representative Examination;
 - (e) FINRA Series 22 Direct Participation Programs Representative Examination;
 - (f) FINRA Series 52 Municipal Securities Representative Examination; or
 - (g) FINRA Series 79 Investment Banking Representative Examination.

(B) An applicant who wishes to rely upon his or her passing any examination other than those enumerated in Paragraphs (A)(1) or (A)(2) above or who wishes to request a waiver of the examination requirements of this Order must submit a written request for consideration identifying the examination in question, its content, and the agency administering the examination, or the reason why a waiver

should be granted by the Commissioner. The Commissioner shall have the sole discretion in deciding whether to accept such examination results or to grant a waiver of the examination requirements.

(C) Any person whose most recent registration as an agent has been terminated for two (2) or more years immediately preceding application to the Commissioner for registration shall be required to pass the Series 63 Uniform Securities Agent State Law Examination administered by FINRA and any other examination required by the Commissioner pursuant to this Order. The Commissioner may, however, within his or her sole discretion, find the applicant qualified by other examinations or significant and comprehensive experience or expertise in the securities business.

(D) The Commissioner may cooperate with registered securities associations and national securities exchanges in devising and administering tests, and hereby requires that applicants pay such association or exchange reasonable fees or charges to defray the costs incurred by such association or exchange in administering the tests.

This Order shall be effective as of August 26, 2011 and shall remain effective until modified, vacated, or superseded by Rule.

BRIAN P. KEMP
COMMISSIONER OF SECURITIES
STATE OF GEORGIA

By:



Vincent R. Russo
Interim Assistant Commissioner of Securities