

# **One Hundred Seventh Legislature - First Session - 2021**

## **Introducer's Statement of Intent**

**LB297**

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**Chairperson: Senator Matt Williams**

**Committee: Banking, Commerce and Insurance**

**Date of Hearing: January 26, 2021**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 297 is a bill introduced at the request of the Nebraska Department of Banking and Finance to adopt the Nebraska Protection of Vulnerable Adults from Financial Exploitation Act (“Act”).

LB 297 would authorize broker-dealers and investment advisers to place a hold, for up to 30 business days, on transactions and distributions in cases of suspected financial exploitation of vulnerable adults or senior adults. The bill would expressly authorize a qualified person to notify a designated third party of the vulnerable adult or senior adult in the case of suspected financial exploitation. The legislation provides for recordkeeping and sharing documentation with Department of Health and Human Services Adult Protective Services and law enforcement.

Under LB 297, a broker-dealer, investment adviser, or other qualified person acting in good faith and with reasonable care would be immune from administrative or civil liability for actions taken in compliance with the Act.

LB 297 is based on the North American Securities Administrators Association Model Act which has been adopted in 28 states since 2016.

**Principal Introducer:** \_\_\_\_\_

**Senator Brett Lindstrom**