

Information Notice

New Rate for Fees Paid under Section 31 of the Exchange Act

Executive Summary

The SEC's regular appropriation has been enacted and, effective January 25, 2008, the Section 31 rate applicable to securities transactions will decrease from \$15.30 per million to \$11.00 per million dollars.

Discussion

After operating under a continuing resolution since the start of FY 2008 on October 1, 2007, the Securities and Exchange Commission (SEC) announced in Fee Rate Advisory #6 for Fiscal Year (FY) 2008 (see www.sec.gov/news/press/2007/2007-270.htm) that their regular appropriation has been enacted. Accordingly, the new Section 31 fee rate of \$11.00 per million dollars that is applicable to securities transactions on the exchanges and over-the-counter (OTC) markets will take effect on January 25, 2008.

The SEC is required to adjust the filing and securities transaction fee rates on an annual basis, after consultation with the Congressional Budget Office (CBO) and the Office of Management and Budget (OMB). The SEC will announce the new fee rates for fiscal year 2009 no later than April 30, 2008. In addition, the SEC may be required to make a "mid-year" adjustment to the Section 31 fee rate for FY 2008, after consultation with CBO and OMB, which would be announced no later than March 1, 2008, and effective April 1, 2008. The SEC will issue further notices as appropriate and will post them on www.sec.gov.

FINRA obtains its Section 31 fees from its membership, in accordance with Section 3 of Schedule A to the By-Laws. Section 3 specifies that the amount assessed on members will be determined periodically in accordance with Section 31 of the Act.

Questions concerning this *Notice* may be directed to Rob Renner, FINRA Finance Senior Director, at (240) 386-5303.

January 8, 2008

Suggested Routing

- Compliance
- Legal
- Trading

Key Topics

- Section 31 Fee

Referenced Rules & Notices

- Section 3 of Schedule A to the By-Laws
- Section 31 of the Securities Exchange Act of 1934