

118TH CONGRESS
2D SESSION

S. 3735

To prohibit the Securities and Exchange Commission from finalizing, implementing, or enforcing a proposed rule with respect to conflicts of interest associated with the use of predictive data analytics by broker-dealers and investment advisers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 6, 2024

Mr. CRUZ (for himself, Mr. HAGERTY, and Mr. ROUNDS) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To prohibit the Securities and Exchange Commission from finalizing, implementing, or enforcing a proposed rule with respect to conflicts of interest associated with the use of predictive data analytics by broker-dealers and investment advisers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Innovation
5 in Investment Act”.

1 **SEC. 2. PROHIBITION AGAINST FINALIZING, IMPLE-**
2 **MENTING, OR ENFORCING A PROPOSED RULE**
3 **WITH RESPECT TO CONFLICTS OF INTEREST**
4 **ASSOCIATED WITH THE USE OF PREDICTIVE**
5 **DATA ANALYTICS BY BROKER-DEALERS AND**
6 **INVESTMENT ADVISERS.**

7 The Securities and Exchange Commission may not
8 finalize, implement, or enforce—

9 (1) the proposed rule of the Commission enti-
10 tled “Conflicts of Interest Associated With the Use
11 of Predictive Data Analytics by Broker-Dealers and
12 Investment Advisers” (88 Fed. Reg. 53960 (August
13 9, 2023)); or

14 (2) any rule that is substantially similar to the
15 rule described in paragraph (1).

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