

**Publications**

# Technical Corrections to BIC and Principal Transactions Exemptions Released

**ATTORNEYS & PROFESSIONALS**

**Jon Breyfogle**

[jbreyfogle@groom.com](mailto:jbreyfogle@groom.com)

202-861-6641

**Jim Cole**

[jcole@groom.com](mailto:jcole@groom.com)

202-861-0175

**Jennifer Eller**

[jeller@groom.com](mailto:jeller@groom.com)

202-861-6604

**Ellen Goodwin**

[egoodwin@groom.com](mailto:egoodwin@groom.com)

202-861-6630

**Michael Kreps**

[mkreps@groom.com](mailto:mkreps@groom.com)

202-861-5415

**Jason Lee**

[jlee@groom.com](mailto:jlee@groom.com)

202-861-6649

**David Levine**

[dlevine@groom.com](mailto:dlevine@groom.com)

202-861-5436

**Thomas Roberts**

[troberts@groom.com](mailto:troberts@groom.com)

202-861-6616

**PUBLISHED**

07/09/2016

**SERVICES**

Retirement Services

- Financial Institutions & Advisers
- Investment of Plan Assets
- Plan Services & Providers

On July 7, 2016, the Department of Labor released technical corrections to the Best Interest Contract Exemption as well as to the Principal Transactions Exemption. As described in the attached client alert, these corrections attempt to address certain technical concerns raised by the retirement services industry.

Positive changes include:

- Clarification that an Adviser may rely on the BIC exemption even if it has discretion over some assets of a plan or IRA, so long as the Adviser does not have discretion over the transaction the BIC Exemption will be used to cover, and
- A change to the BIC Exemption's definition of "insurance company" to remove the problematic reference to annual independent actuarial reviews.

[Technical Corrections to BIC and Principal Transactions Exemptions ReleasedDownload](#)