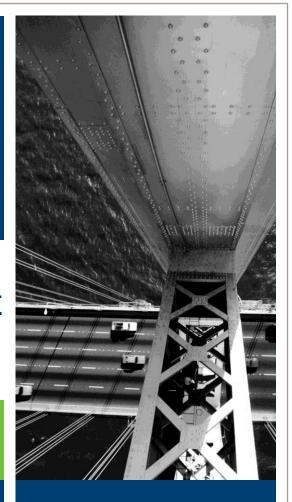
## The MSRB's Role in Municipal Market Fairness and Transparency

California Municipal Treasurers Association
Annual Meeting, April 2011







#### About the MSRB

- Created by Congress in 1975
- Self-regulatory organization for municipal securities dealers and municipal advisors
  - no rulemaking authority over issuers
- Congressionally mandated mission:
  - protect investors, municipal entities and the public interest
  - promote fair and efficient municipal bond market
- MSRB does this through rulemaking, market information, education, outreach and market leadership

# Increased Focus on the Municipal Market in Washington



- Congress enacted financial reform legislation, and is holding hearings on state and local government finances, unfunded pension liabilities and state bankruptcy
- The Obama Administration is focused on infrastructure financing
- Securities and Exchange Commission has stepped up its oversight, holding field hearings and creating a Municipal Securities and Public Pensions Enforcement Unit
  - In 2010, the SEC took action against a state for the first time, alleging the State of New Jersey did not fully disclose its pension liabilities to investors
  - SEC is investigating other pension fund cases

### Dodd-Frank Wall Street Reform and Consumer Protection Act



- Most significant legislative focus on municipal market issues since 1986
- Became effective October 1, 2010
- Expanded MSRB mission to protect municipal entities and obligated persons, in addition to investors and the public interest
- Expanded MSRB's jurisdiction to regulate municipal advisors, in addition to municipal securities dealers
  - Brings another participant in municipal transactions under regulation

# What Does Protection of Municipal Entities Mean?



- Dodd-Frank Act expanded MSRB's mission to protect:
  - Municipal entities, including state and local government issuers and public pension funds; and
  - Obligated persons, such as universities and hospitals
- The MSRB is doing this by:
  - Promoting a fair and efficient market
  - Minimizing conflicts of interests
  - Providing access to key market disclosure and data



### What is a Municipal Advisor?

- Dodd-Frank defines municipal advisor broadly
- Definition includes advisors in municipal securities transactions AND municipal financial product advisors (covering derivatives, guaranteed investment contracts, and investment strategies)
- Examples:
  - Suggesting a swap transaction for a local government
  - Providing advice on investment of bond proceeds



#### What Does a Fair Market Mean?

- Fair treatment by dealers and advisors
  - MSRB requires fair treatment of state and local government issuers, public pension funds, obligated persons and investors
- Uniform Standards
  - MSRB sets uniform reporting and disclosure standards
- Professional Competency
  - MSRB establishes professional qualifications standards and exams



#### What Does a Fair Market Mean?

- Conflicts of interest minimized
  - MSRB requires dealers to put customer orders before their own
  - MSRB limits dealer political contributions to restrict "payto-play" activities
  - MSRB limits dealer gifts to issuer officials
- Fiduciary duty
  - Municipal advisors have a fiduciary relationship with their municipal entity clients



#### What Does a Fair Market Mean?

- Readily accessible market information
  - MSRB supports complete and timely disclosure
  - Issuers can use disclosures to communicate important information about their bonds to investors
  - MSRB makes disclosure easy and accessible
  - MSRB publicly disseminates, for free, hundreds of thousands of market disclosure documents and information on millions of municipal trades
  - Differences in the quality and timeliness of disclosures is easily visible to the public

### Information About Your Dealer or Advisor



- Active municipal securities dealers and municipal advisors must be registered with the MSRB and are subject to MSRB regulation
- State and local governments can check to see if their dealers and advisors are registered with the MSRB by checking the MSRB's lists below
  - Registered Dealer List
    - http://www.msrb.org/msrb1/pqweb/registrants.asp
  - Registered Advisor List
    - http://www.msrb.org/msrb1/pqweb/MARegistrants.asp

# MSRB Promotes Market Transparency Through EMMA



- Prior to the MSRB's launching of its Electronic Municipal Market Access (EMMA) website in 2008, municipal market disclosure and data was difficult to locate
- EMMA, at <u>www.emma.msrb.org</u>, is a centralized collection of municipal disclosure documents and trade data that provides access to key market information free of charge
- In 2010, EMMA received an average of 19 million page views per month



# MSRB Promotes Market Transparency Through EMMA (cont'd.)



- Information Available on EMMA:
  - Official Statements current & historical from 1990
  - Advance Refunding Documents current & historical from 1990
  - Trade Data real-time & historical from 2005
  - Continuing Disclosure Documents from 2009
  - Market Statistics
  - Variable Rate Security Rates for ARS and VRDOs
  - Educational Resources

### EMMA Highlights - Official **Statements**

015302D33

015302D41

015302D58

015302D66

015302D74

07/15/2015

07/15/2016

07/15/2018

07/15/2023

07/15/2017 5.25

07450000 56

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TAXABLE-SER B

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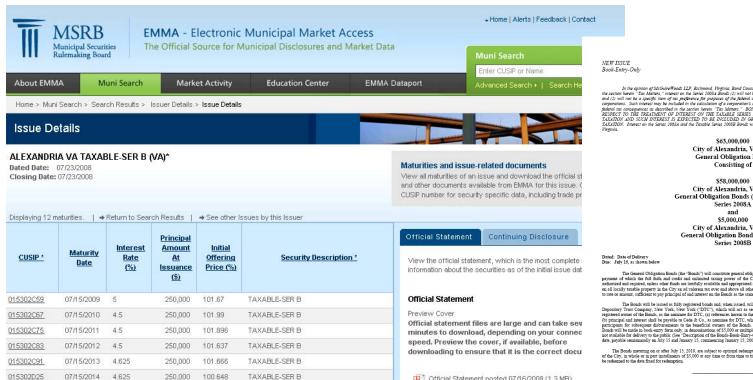
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Official Statement posted 07/16/2008 (1.3 MB)

→ View Docume

Ratings: Moody's - Aaa Standard & Poor's - AAA (See "Ratings" herein.)

In the against of McGuire/Woods LLP, Bichmond, Pirginia, Bond Control, under existing law and subject to conditions described in the section haven. The Manus; "inserts on the Series 2006A Bond: (1) will not be a recovery to recovery for federal income tax purposes, and (2) will not be a support, line of that prodegrouse for purposes of the federal internative minimum income uniqued on institudiate and corporations. Such interest may be included in the exclusions of a corporation's alternative minimum income and, and its subject on other and the control of TAXATION. Interest on the Series 2008A and the Taxable Series 2008B Bonds will be exempt from income taxation by the Commonwealth of

> City of Alexandria, Virginia General Obligation Bonds Consisting of

City of Alexandria, Virginia General Obligation Bonds (Tax-Exempt) Series 2008A \$5,000,000 City of Alexandria, Virginia General Obligation Bonds (Taxable)

Interest Payable: July 15 and January 15 First Interest Payment: January 15, 2005

The General Obligation Bonds (the "Bonds") will constitute general obligations of the City of Alexandria. Virginia (the "City") for the prisoner of which the Original modern for the control of the Contr

The Book will be similed at allly represent book and when insect will be reprised in the name of Code & Code at common of The Depoting Than Congange, New York, here \(\text{in CTCT}\), which will be all a securine depositive of the Code & Code & Code and a code and a code and a code and code & C not available for delivery to the public (See "Description of the Bonds-Book-Entry-Only System"). The Bonds will bear interest from their dated date, payable semiannually on July 15 and January 15, commencing January 15, 2009

The Bonds maturing on or after July 15, 2019, are subject to optional redemption before maturity on or after July 15, 2018, at the direction of the Cry, in whole or in part installments of \$5,000 at any time or from time to time at par plus the interest accrued on the principal amount to be redeemed to the deat fixed for redeemington.

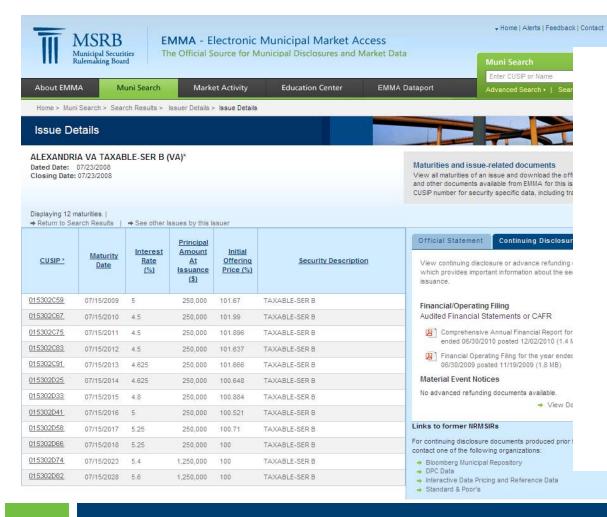
The Bonds are offered for delivery when, as and if issued, subject to the approval of validity by McGuireWoods LLP, Richmond, Virginia, Bond Counsel, as described herein. Certain legal matters will be passed upon for the City by the City Attorney, Ignacio B. Pessoa, Esquire. It is expected that the Bonds will be available for delivery through The Depository Trust Company in New York, New York, on or about July 23, 2002.

This cover page contains certain information for quick reference only. It is not a summary of this issue. In estors must read the entire Official Statement to obtain information essential to the making of an informed investment decision.

This Official Statement is dated July 9, 2008

### EMMA Highlights – Continuing Disclosures





CITY OF ALEXANDRIA, VIRGINIA
COMPREHENSIVE ANNUAL FINANCIAL REPORT
FOR THE FISCAL YEAR
JULY 1, 2009 TO JUNE 30, 2010



Alexandria City Council William D. Euille, Mayor Kerry Donley Vice-Mayor Redella S. Pepper Rob Krupicka Paul C. Smedberg Frank H. Fannon IV Alicia R. Hughes

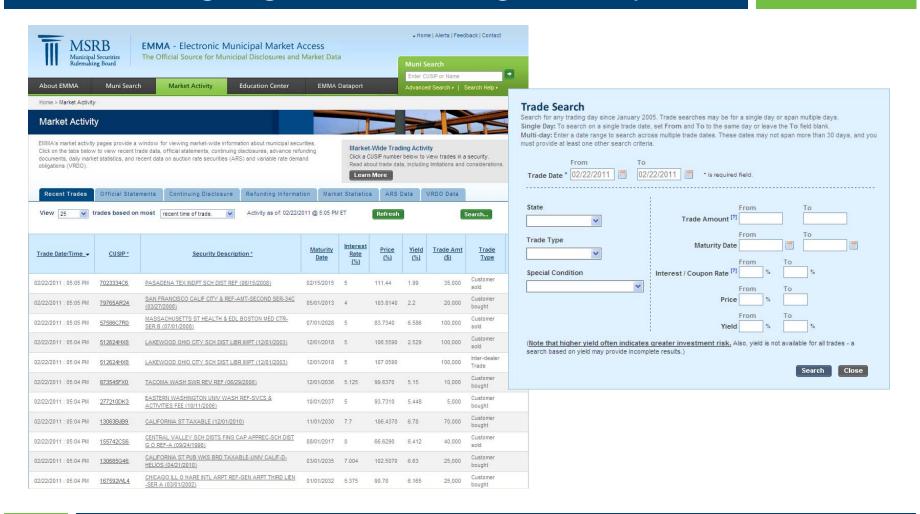
City Manager	James K. Hartmann
Chief Financial Officer	Bruce Johnson
Director of Finance	Laura B. Triggs, CPA
Director of Real Estate Assessments	
City Attorney	James L. Banks
City Clerk and Clerk of Council	Jacqueline Henderson
Independent Auditors	KPMG LLP

Prepared by the Department of Finance Raymond J. Welch, Jr. Comptroller

alexandriava.gov



### EMMA Highlights – Trading Activity





### EMMA Highlights – Sign up for Alerts



#### Create/ Manage Alerts

Investors and others interested in regular updates about individual municipal securities can sign up on EMMA (emma.msrb.org.) to receive e-mail alerts when disclosure documents are posted on the website. Scores of new documents, such as financial filings and other material event notices from bond issuers, are posted on EMMA each day.

To learn how to receive e-mail alerts about documents posted on EMMA, click here



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#### EMMA Highlights – Market Statistics



### EMMA Highlights – Education Center







### Upcoming EMMA Enhancements

- Spring 2011 Issuers can provide for posting on EMMA voluntarily information about the timing and preparation of annual financial disclosures
- Spring 2011 Issuers can provide voluntarily for posting on EMMA preliminary official statements and website address of investor relations site



### Questions?

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California Municipal Treasurers Association
April 2011

