
15 U.S. Code § 80a-53

Election to be regulated as business development company

(a) Eligibility

Any company defined in section 80a-2(a)(48)(A) and (B) of this title may elect to be subject to the provisions of sections 80a-54 through 80a-64 of this title by filing with the Commission a notification of election, if such company—

- (1) has a class of its equity securities registered under section 78 of this title; or
- (2) has filed a registration statement pursuant to section 78 of this title for a class of its equity securities.

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