



Mitchell	Ross	Spratt
Moore (KS)	Rothman	Stark
Moore (WI)	Royal-Allard	Sutton
Moran (VA)	Ruppersberger	Tancredo
Murphy (CT)	Rush	Tanner
Murphy, Patrick	Ryan (OH)	Tauscher
Murtha	Salazar	Taylor
Nadler	Sánchez, Linda	Thompson (CA)
Napolitano	T.	Thompson (MS)
Neal (MA)	Sanchez, Loretta	Towns
Obey	Sarbanes	Tsangas
Olver	Saxton	Udall (CO)
Ortiz	Scalise	Udall (NM)
Pallone	Schiff	Van Hollen
Pascarella	Schwartz	Velázquez
Pastor	Scott (GA)	Visclosky
Payne	Scott (VA)	Walz (MN)
Perlman	Serrano	Wasserman
Pomeroy	Sestak	Schultz
Porter	Shea-Porter	Waters
Price (NC)	Sherman	Watt
Ramstad	Shimkus	Waxman
Rangel	Sires	Welch (VT)
Regula	Skelton	Wilson (NM)
Reyes	Slaughter	Wilson (OH)
Richardson	Smith (NJ)	Wolf
Rodriguez	Snyder	Woolsey
Rogers (AL)	Solis	Wu
Roskam	Space	Yarmuth

**NAYS—175**

Aderholt	Franks (AZ)	Neugebauer
Akin	Frelinghuysen	Nunes
Alexander	Gallegly	Paul
Altman	Garrett (NJ)	Pearce
Bachus	Gerlach	Pence
Barrett (SC)	Gingrey	Peterson (MN)
Bartlett (MD)	Goode	Petri
Barton (TX)	Goodlatte	Pitts
Bilirakis	Granger	Platts
Bishop (UT)	Graves	Poe
Blackburn	Gutierrez	Price (GA)
Boehner	Hall (TX)	Putnam
Bonner	Hastings (WA)	Radanovich
Bono Mack	Hayes	Rahall
Boozman	Heller	Rehberg
Boren	Hensarling	Reichert
Boustany	Herger	Renzi
Boysa (KS)	Hobson	Reynolds
Brady (TX)	Hoekstra	Rogers (KY)
Broun (GA)	Hunter	Rogers (MI)
Brown (SC)	Inglis (SC)	Rohrabacher
Brown, Corrine	Issa	Ros-Lehtinen
Buchanan	Johnson (IL)	Royce
Burgess	Johnson, E. B.	Ryan (WI)
Burton (IN)	Johnson, Sam	Sali
Buyer	Jordan	Schakowsky
Calvert	Keller	Schmidt
Camp (MI)	King (IA)	Sensenbrenner
Cannon	King (NY)	Sessions
Cantor	Kingston	Shadegg
Carter	Kirk	Shays
Chabot	Kline (MN)	Shuler
Chandler	Kuhl (NY)	Shuster
Clyburn	Lamborn	Simpson
Coble	Latham	Smith (NE)
Cole (OK)	LaTourette	Smith (TX)
Conaway	Latta	Smith (WA)
Costello	Lewis (CA)	Souder
Crenshaw	Lewis (KY)	Stearns
Culberson	Linder	Stupak
Davis (KY)	Lucas	Terry
Davis, David	Mack	Thornberry
Davis, Lincoln	Marchant	Walberg
Deal (GA)	Marshall	Walden (OR)
Dent	Matheson	Watson
Diaz-Balart, L.	McCarthy (CA)	Weldon (FL)
Diaz-Balart, M.	McCaull (TX)	Westmoreland
Drake	McHenry	Whitfield (KY)
Dreier	McKeon	Wilson (SC)
Duncan	McMorris	Wittman (VA)
Ehlers	Rodgers	Young (AK)
Emanuel	Meek (FL)	Young (FL)
English (PA)	Miller (FL)	
Everett	Miller (MI)	
Fallin	Miller, Gary	
Feeney	Mollohan	
Flake	Moran (KS)	
Fossella	Musgrave	
Foxx	Myrick	

**NOT VOTING—15**

Blunt	Lynch	Tierney
Cubin	Murphy, Tim	Walsh (NY)
Doolittle	Peterson (PA)	Weiner
Jefferson	Pickering	Weller
Kaptur	Pryce (OH)	Wexler

**ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE**

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining on the vote.

□ 1655

Messrs. KIRK, COSTELLO, and CHANDLER changed their vote from “yea” to “nay.”

So (two-thirds not being in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

**ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE**

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6 of rule XX.

Record votes on postponed questions will be taken tomorrow.

**SMALL BUSINESS FINANCING IMPROVEMENTS ACT OF 2008**

Ms. VELÁZQUEZ. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 7175) to amend the Small Business Act to improve the section 7(a) lending program, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 7175

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the “Small Business Financing Improvements Act of 2008”.

**(b) TABLE OF CONTENTS.—****Sec. 1. Short title; table of contents.****TITLE I—7(A) LOAN PROGRAM****Sec. 101. Loan pooling.****Sec. 102. Alternative size standard.****TITLE II—504 CDC PROGRAM****Sec. 201. Definitions.**

Sec. 202. Eligibility of development companies to be designated as certified development companies.

Sec. 203. Definition of rural areas.

Sec. 204. Businesses in low-income areas.

Sec. 205. Combinations of certain goals.

Sec. 206. Refinancing.

Sec. 207. Additional equity injections.

Sec. 208. Loan liquidations.

Sec. 209. Closing costs.

Sec. 210. Uniform leasing policy.

**TITLE III—SMALL BUSINESS INVESTMENT COMPANY PROGRAM****Sec. 301. Simplified maximum leverage limits.****Sec. 302. Simplified aggregate investment limitations.****TITLE I—7(A) LOAN PROGRAM****SEC. 101. LOAN POOLING.**

Section 5(g)(1) of the Small Business Act (15 U.S.C. 634(g)(1)) is amended—

(1) by inserting “(A)” before “The Administration”;

(2) by striking the colon and all that follows and inserting a period; and

(3) by adding at the end the following:

“(B) A trust certificate issued under subparagraph (A) shall be based on, and backed by, a trust or pool approved by the Administrator and composed solely of the guaranteed portion of such loans.

“(C) The interest rate on a trust certificate issued under subparagraph (A) shall be either—

“(i) the lowest interest rate on any individual loan in the pool; or

“(ii) the weighted average interest rate of all loans in the pool, subject to such limited variations in loan characteristics as the Administrator determines appropriate to enhance marketability of the pool certificates.”

**SEC. 102. ALTERNATIVE SIZE STANDARD.**

Section 3(a) of the Small Business Act (15 U.S.C. 632(a)) is amended by adding at the end the following:

**“(5) OPTIONAL SIZE STANDARD.—**

“(A) **IN GENERAL.**—The Administrator shall establish an optional size standard for business loan applicants under section 7(a) and development company loan applicants under title V of the Small Business Investment Act of 1958, which uses maximum tangible net worth and average net income as an alternative to the use of industry standards.

“(B) **INTERIM RULE.**—Until the date on which the optional size standards established under subparagraph (A) are in effect, the alternative size standard in section 121.301(b) of title 13, Code of Federal Regulations, or any successor thereto, may be used by business loan applicants under section 7(a) and development company loan applicants under title V of the Small Business Investment Act of 1958.”.

**TITLE II—504 CDC PROGRAM****SEC. 201. DEFINITIONS.**

Section 103(6) of the Small Business Investment Act of 1958 (15 U.S.C. 662(6)) is amended to read as follows:

“(6) the term ‘development company’ means an entity incorporated under State law with the authority to promote and assist the growth and development of small-business concerns in the areas in which it is authorized to operate by the Administration, and the term ‘certified development company’ means a development company which the Administration has determined meets the criteria of section 506;”.

**SEC. 202. ELIGIBILITY OF DEVELOPMENT COMPANIES TO BE DESIGNATED AS CERTIFIED DEVELOPMENT COMPANIES.**

Section 506 of the Small Business Investment Act of 1958 (15 U.S.C. 697c) is amended to read as follows:

**“SEC. 506. CERTIFIED DEVELOPMENT COMPANIES.**

“(a) **AUTHORITY TO ISSUE DEBENTURES.**—A development company may issue debentures pursuant to this Act if the Administration certifies that the company meets the following criteria:

“(1) **SIZE.**—The development company is required to be a small concern with fewer than 500 employees and not under the control of any entity which does not meet the Administration’s size standards as a small business, except that any development company which was certified by the Administration prior to December 31, 2005 may continue to issue debentures.

“(2) **PURPOSE.**—The primary purpose of the development company is to benefit the community by fostering economic development to create and preserve jobs and stimulate private investment.

“(3) **PRIMARY FUNCTION.**—The primary function of the development company is to accomplish its purpose by providing long term financing to small businesses by the utilization of the Certified Development