

Roe (TN) Sensenbrenner Thornberry
 Rogers (AL) Sessions Tiahrt
 Rogers (KY) Shadegg Tiberi
 Rogers (MI) Shimkus Turner
 Rohrabacher Shuster Upton
 Rooney Simpson Walden
 Ros-Lehtinen Smith (NE) Wamp
 Roskam Smith (NJ) Westmoreland
 Royce Smith (TX) Whitfield
 Ryan (WI) Stearns Wilson (SC)
 Scalise Sullivan Wittman
 Schmidt Terry Wolf
 Schock Thompson (PA) Young (AK)

Dicks Kratovil Rangel
 Dingell Kucinich Reichert
 Djou Lungren Reyes
 Doggett Larson (WA) Richardson
 Donnelly (IN) Larson (CT) Rodriguez
 Doyle Latham Ross
 Driehaus LaTourette Rothman (NJ)
 Edwards (MD) Lee (CA) Roybal-Allard
 Edwards (TX) Levin Ruppertsberger
 Ehlers Lewis (GA) Rush
 Ellison Lipinski Ryan (OH)
 Ellsworth Loeb sack Salazar
 Engel Lofgren, Zoe Sánchez, Linda
 Eshoo Lowey T.
 Etheridge Luján Sanchez, Loretta

Luetkemeyer Paul Sensenbrenner
 Lummis Paulsen Sessions
 Lungren, Daniel Pence Shadegg
 E. Petri Shimkus
 Mack Pitts Shuster
 Manzullo Platts Simpson
 Marchant Poe (TX) Smith (NE)
 McCarthy (CA) Posey Smith (TX)
 McCaul Price (GA) Stearns
 McClintock Putnam Sullivan
 McCotter Radanovich Terry
 McHenry Rehberg Thompson (PA)
 McKeon Roe (TN) Thornberry
 McMorris Rogers (AL) Tiahrt
 Rodgers Rogers (KY) Upton
 Mica Rogers (MI) Walden
 Miller (FL) Rohrabacher Wamp
 Miller (MI) Rooney Westmoreland
 Miller, Gary Ros-Lehtinen Whitfield
 Moran (KS) Roskam Wilson (SC)
 Murphy, Tim Royce Wittman
 Myrick Ryan (WI) Wolf
 Neugebauer Scalise Young (AK)
 Nunes Schmidt
 Olson Schock

NOT VOTING—14

Berry Conaway Meek (FL)
 Blunt DeFazio Schrader
 Boren Fallin Woolsey
 Bright Hall (NY) Young (FL)
 Capuano Honda

□ 1315

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

The result of the vote was announced as above recorded.

Stated for:

Ms. WOOLSEY. Madam Speaker, on September 23, 2010, I was unavoidably detained and was unable to record my vote for rollcall No. 537. Had I been present I would have voted: rollcall No. 537: “Yea”—Casa Grande Ruins National Monument Boundary Modification Act of 2010.

Stated against:

Mr. CONAWAY. Madam Speaker, on rollcall No. 537—H.R. 5110—Casa Grande Ruins National Monument Boundary Modification Act of 2010, had I been present, I would have voted “nay.”

SEDONA-RED ROCK NATIONAL SCENIC AREA ACT OF 2010

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 4823) to establish the Sedona-Red Rock National Scenic Area in the Coconino National Forest, Arizona, and for other purposes, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from the Virgin Islands (Mrs. CHRISTENSEN) that the House suspend the rules and pass the bill, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 258, nays 160, not voting 14, as follows:

[Roll No. 538]

YEAS—258

Ackerman Boucher Clyburn
 Adler (NJ) Boyd Cohen
 Altmire Brady (PA) Connolly (VA)
 Andrews Braley (IA) Conyers
 Arcuri Brown, Corrine Cooper
 Baca Butterfield Costa
 Baird Capps Costello
 Baldwin Capuano Courtney
 Barrow Cardoza Critz
 Bean Carnahan Crowley
 Becerra Carney Cuccellar
 Berkley Carson (IN) Cummings
 Berman Castle Dahlkemper
 Berry Castor (FL) Davis (CA)
 Bishop (GA) Chandler Davis (IL)
 Bishop (NY) Childers Davis (TN)
 Blumenauer Chu DeGette
 Boccieri Clarke Delahunt
 Bono Mack Clay DeLauro
 Boswell Cleaver Deutch

Farr Lynch
 Fattah Maffei
 Filner Maloney
 Fortenberry Markey (CO)
 Foster Markey (MA)
 Frank (MA) Marshall
 Fudge Matheson
 Garamendi Matsui
 Giffords McCarthy (NY)
 Gonzalez McCollum
 Gordon (TN) McDermott
 Grayson McGovern
 Green, Al McIntyre
 Green, Gene McMahan
 Grijalva McNeerney
 Gutierrez Meeks (NY)
 Halvorson Melancon
 Hare Michaud
 Harman Miller (NC)
 Hastings (FL) Miller, George
 Heinrich Minnick
 Herseth Sandlin Mitchell
 Higgins Mollohan
 Hill Moore (KS)
 Himes Moore (WI)
 Hinchey Moran (VA)
 Hinojosa Murphy (CT)
 Hirono Murphy (NY)
 Hodes Murphy, Patrick
 Holden Nadler (NY)
 Holt Napolitano
 Hoyer Neal (MA)
 Inslee Nye
 Israel Oberstar
 Jackson (IL) Obey
 Jackson Lee Oliver
 (TX) Ortiz
 Johnson (GA) Owens
 Johnson, E. B. Pallone
 Jones Pascrell
 Kagen Pastor (AZ)
 Kanjorski Payne
 Kaptur Perlmutter
 Kennedy Perriello
 Kildee Peters
 Kilpatrick (MI) Peterson
 Kilroy Pingree (ME)
 Kind Polis (CO)
 Kirkpatrick (AZ) Pomeroy
 Kissell Price (NC)
 Klein (FL) Quigley
 Kosmas Rahall

NAYS—160

Aderholt Cao
 Akin Capito
 Alexander Carter
 Austria Cassidy
 Bachus Chaffetz
 Barrett (SC) Coble
 Bartlett Coffman (CO)
 Barton (TX) Cole
 Biggert Crenshaw
 Bilbray Culberson
 Bilirakis Davis (KY)
 Bishop (UT) Dent
 Blackburn Diaz-Balart, L.
 Boehner Diaz-Balart, M.
 Bonner Dreier
 Boozman Duncan
 Boustany Emerson
 Brady (TX) Flake
 Broun (GA) Fleming
 Brown (SC) Forbes
 Brown-Waite, Ginny Foyx
 Ginny Franks (AZ)
 Buchanan Frelinghuysen
 Burgess Gallegly
 Burton (IN) Gerlach
 Buyer Gingrey (GA)
 Calvert Gohmert
 Camp Goodlatte
 Campbell Granger
 Cantor Graves (GA)

Richardson
 Rodriguez
 Ross
 Rothman (NJ)
 Roybal-Allard
 Ruppertsberger
 Rush
 Ryan (OH)
 Salazar
 Sánchez, Linda
 Lowey
 Luján
 Sanchez, Loretta
 Sarbanes
 Schakowsky
 Schauer
 Schiff
 Schwartz
 Scott (GA)
 Scott (VA)
 Serrano
 Sestak
 Shea-Porter
 Sherman
 Shuler
 McGovern
 Sires
 Skelton
 Slaughter
 Smith (NJ)
 Smith (WA)
 Snyder
 Miller (NC)
 Miller, George
 Minnick
 Mitchell
 Mollohan
 Moore (KS)
 Moore (WI)
 Moran (VA)
 Murphy (CT)
 Murphy (NY)
 Murphy, Patrick
 Nadler (NY)
 Napolitano
 Neal (MA)
 Nye
 Oberstar
 Obey
 Oliver
 Ortiz
 Owens
 Pallone
 Pascrell
 Pastor (AZ)
 Payne
 Perlmutter
 Perriello
 Peters
 Peterson
 Pingree (ME)
 Polis (CO)
 Pomeroy
 Price (NC)
 Quigley
 Rahall

Luetkemeyer
 Paulsen
 Pence
 Petri
 Pitts
 Platts
 Poe (TX)
 Posey
 Price (GA)
 Putnam
 Radanovich
 Rehberg
 Roe (TN)
 Rogers (AL)
 Rogers (KY)
 Rogers (MI)
 Rohrabacher
 Rooney
 Ros-Lehtinen
 Roskam
 Royce
 Ryan (WI)
 Scalise
 Schmidt
 Schock

NOT VOTING—14

Bachmann Davis (AL)
 Blunt DeFazio
 Boren Fallin
 Bright Garrett (NJ)
 Conaway Hall (NY)

□ 1325

Mr. JONES changed his vote from “nay” to “yea.”

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

The result of the vote was announced as above recorded.

Stated against:

Mr. CONAWAY, Madam Speaker, on rollcall No. 538—H.R. 4823—Sedona-Red Rock National Scenic Area Act of 2010, had I been present, I would have voted “nay.”

RETURNING SEVERAL MEASURES TO THE SENATE

Mr. LEVIN. Madam Speaker, I offer a resolution constituting the privileges of the House.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 1653

Resolved,

SECTION 1. (a) Each of the bills and the amendment of the Senate specified in subsection (b)—

(1) in the opinion of this House, contravenes the first clause of the seventh section of the first article of the Constitution of the United States and is an infringement of the privileges of this House, and

(2) shall be respectfully returned to the Senate with a message communicating this resolution.

(b) The bills and amendment of the Senate specified in this subsection are as follows:

- (1) The Senate amendment to H.R. 5875.
- (2) S. 951.
- (3) S. 1023.
- (4) S. 2799.
- (5) S. 3162.
- (6) S. 3187.

The SPEAKER pro tempore. The resolution presents a question of privilege.

The resolution was agreed to.

A motion to reconsider was laid on the table.

□ 1330

SMALL BUSINESS JOBS ACT OF 2010

Ms. BEAN. Madam Speaker, pursuant to House Resolution 1640 and as the designee of the chairman of the Committee on Financial Services, I call up the bill (H.R. 5297) to create the Small Business Lending Fund Program to direct the Secretary of the Treasury to make capital investments in eligible institutions in order to increase the availability of credit for small businesses, to amend the Internal Revenue Code of 1986 to provide tax incentives for small business job creation, and for other purposes, with the Senate amendment thereto, and I have a motion at the desk.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The Clerk will designate the Senate amendment.

The text of the Senate amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Small Business Jobs Act of 2010”.

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

TITLE I—SMALL BUSINESSES

Sec. 1001. Definitions.

Subtitle A—Small Business Access to Credit

Sec. 1101. Short title.

PART I—NEXT STEPS FOR MAIN STREET CREDIT AVAILABILITY

Sec. 1111. Section 7(a) business loans.

Sec. 1112. Maximum loan amounts under 504 program.

Sec. 1113. Maximum loan limits under microloan program.

Sec. 1114. Loan guarantee enhancement extensions.

Sec. 1115. New Markets Venture Capital company investment limitations.

Sec. 1116. Alternative size standards.

Sec. 1117. Sale of 7(a) loans in secondary market.

Sec. 1118. Online lending platform.

Sec. 1119. SBA Secondary Market Guarantee Authority.

PART II—SMALL BUSINESS ACCESS TO CAPITAL

Sec. 1122. Low-interest refinancing under the local development business loan program.

PART III—OTHER MATTERS

Sec. 1131. Small business intermediary lending pilot program.

Sec. 1132. Public policy goals.

Sec. 1133. Floor plan pilot program extension.

Sec. 1134. Guarantees for bonds and notes issued for community or economic development purposes.

Sec. 1135. Temporary express loan enhancement.

Sec. 1136. Prohibition on using TARP funds or tax increases.

Subtitle B—Small Business Trade and Exporting

Sec. 1201. Short title.

Sec. 1202. Definitions.

Sec. 1203. Office of International Trade.

Sec. 1204. Duties of the Office of International Trade.

Sec. 1205. Export assistance centers.

Sec. 1206. International trade finance programs.

Sec. 1207. State Trade and Export Promotion Grant Program.

Sec. 1208. Rural export promotion.

Sec. 1209. International trade cooperation by small business development centers.

Subtitle C—Small Business Contracting**PART I—CONTRACT BUNDLING**

Sec. 1311. Small Business Act.

Sec. 1312. Leadership and oversight.

Sec. 1313. Consolidation of contract requirements.

Sec. 1314. Small business teams pilot program.

PART II—SUBCONTRACTING INTEGRITY

Sec. 1321. Subcontracting misrepresentations.

Sec. 1322. Small business subcontracting improvements.

PART III—ACQUISITION PROCESS

Sec. 1331. Reservation of prime contract awards for small businesses.

Sec. 1332. Micro-purchase guidelines.

Sec. 1333. Agency accountability.

Sec. 1334. Payment of subcontractors.

Sec. 1335. Repeal of Small Business Competitiveness Demonstration Program.

PART IV—SMALL BUSINESS SIZE AND STATUS INTEGRITY

Sec. 1341. Policy and presumptions.

Sec. 1342. Annual certification.

Sec. 1343. Training for contracting and enforcement personnel.

Sec. 1344. Updated size standards.

Sec. 1345. Study and report on the mentor-protégé program.

Sec. 1346. Contracting goals reports.

Sec. 1347. Small business contracting parity.

Subtitle D—Small Business Management and Counseling Assistance

Sec. 1401. Matching requirements under small business programs.

Sec. 1402. Grants for SBDCs.

Subtitle E—Disaster Loan Improvement

Sec. 1501. Aquaculture business disaster assistance.

Subtitle F—Small Business Regulatory Relief

Sec. 1601. Requirements providing for more detailed analyses.

Sec. 1602. Office of advocacy.

Subtitle G—Appropriations Provisions

Sec. 1701. Salaries and expenses.

Sec. 1702. Business loans program account.

Sec. 1703. Community Development Financial Institutions Fund program account.

Sec. 1704. Small business loan guarantee enhancement extensions.

TITLE II—TAX PROVISIONS

Sec. 2001. Short title.

Subtitle A—Small Business Relief**PART I—PROVIDING ACCESS TO CAPITAL**

Sec. 2011. Temporary exclusion of 100 percent of gain on certain small business stock.

Sec. 2012. General business credits of eligible small businesses for 2010 carried back 5 years.

Sec. 2013. General business credits of eligible small businesses in 2010 not subject to alternative minimum tax.

Sec. 2014. Temporary reduction in recognition period for built-in gains tax.

PART II—ENCOURAGING INVESTMENT

Sec. 2021. Increased expensing limitations for 2010 and 2011; certain real property treated as section 179 property.

Sec. 2022. Additional first-year depreciation for 50 percent of the basis of certain qualified property.

Sec. 2023. Special rule for long-term contract accounting.

PART III—PROMOTING ENTREPRENEURSHIP

Sec. 2031. Increase in amount allowed as deduction for start-up expenditures in 2010.

Sec. 2032. Authorization of appropriations for the United States Trade Representative to develop market access opportunities for United States small- and medium-sized businesses and to enforce trade agreements.

PART IV—PROMOTING SMALL BUSINESS FAIRNESS

Sec. 2041. Limitation on penalty for failure to disclose reportable transactions based on resulting tax benefits.

Sec. 2042. Deduction for health insurance costs in computing self-employment taxes in 2010.

Sec. 2043. Removal of cellular telephones and similar telecommunications equipment from listed property.

Subtitle B—Revenue Provisions**PART I—REDUCING THE TAX GAP**

Sec. 2101. Information reporting for rental property expense payments.

Sec. 2102. Increase in information return penalties.

Sec. 2103. Report on tax shelter penalties and certain other enforcement actions.

Sec. 2104. Application of continuous levy to tax liabilities of certain Federal contractors.

PART II—PROMOTING RETIREMENT PREPARATION

Sec. 2111. Participants in government section 457 plans allowed to treat elective deferrals as Roth contributions.

Sec. 2112. Rollovers from elective deferral plans to designated Roth accounts.

Sec. 2113. Special rules for annuities received from only a portion of a contract.

PART III—CLOSING UNINTENDED LOOPHOLES

Sec. 2121. Crude tall oil ineligible for cellulosic biofuel producer credit.

Sec. 2122. Source rules for income on guarantees.

PART IV—TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES

Sec. 2131. Time for payment of corporate estimated taxes.

TITLE III—STATE SMALL BUSINESS CREDIT INITIATIVE

Sec. 3001. Short title.

Sec. 3002. Definitions.

Sec. 3003. Federal funds allocated to States.

Sec. 3004. Approving States for participation.

Sec. 3005. Approving State capital access programs.

Sec. 3006. Approving collateral support and other innovative credit access and guarantee initiatives for small businesses and manufacturers.

Sec. 3007. Reports.

Sec. 3008. Remedies for State program termination or failures.

Sec. 3009. Implementation and administration.

Sec. 3010. Regulations.

Sec. 3011. Oversight and audits.

TITLE IV—ADDITIONAL SMALL BUSINESS PROVISIONS**Subtitle A—Small Business Lending Fund**

Sec. 4101. Purpose.

Sec. 4102. Definitions.

Sec. 4103. Small business lending fund.

Sec. 4104. Additional authorities of the Secretary.

Sec. 4105. Considerations.

Sec. 4106. Reports.

Sec. 4107. Oversight and audits.

Sec. 4108. Credit reform; funding.

Sec. 4109. Termination and continuation of authorities.

Sec. 4110. Preservation of authority.

Sec. 4111. Assurances.

Sec. 4112. Study and report with respect to women-owned, veteran-owned, and minority-owned businesses.

Sec. 4113. Sense of Congress.