

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)

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	Cuellar
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

Dicks	Kratovil	Rangel
Dingell	Kucinich	Reichert
Djou	Langevin	Reyes
Doggett	Larsen (WA)	Richardson
Donnelly (IN)	Larson (CT)	Rodriguez
Doyle	Latham	Ross
Driehaus	LaTourette	Rothman (NJ)
Edwards (MD)	Lee (CA)	Roybal-Allard
Edwards (TX)	Levin	Ruppersberger
Ehlers	Lewis (GA)	Rush
Ellison	Lipinski	Ryan (OH)
Ellsworth	Loeb	Salazar
Engel	Lofgren, Zoe	Sánchez, Linda T.
Eshoo	Lowey	Sanchez, Loretta
Etheridge	Lujan	Sarbanes
Farr	Lynch	Schakowsky
Fattah	Maffei	Schauer
Finer	Maloney	Schiff
Fortenberry	Markey (CO)	Schwartz
Foster	Markey (MA)	Scott (GA)
Frank (MA)	Marshall	Scott (VA)
Fudge	Matheson	Serrano
Garamendi	Matsui	Sestak
Giffords	McCarthy (NY)	Shea-Porter
Gonzalez	McCollum	Sherman
Gordon (TN)	McDermott	Shuler
Grayson	McGovern	Sires
Green, Al	McIntyre	Skelton
Green, Gene	McMahon	Slaughter
Grijalva	McNerney	Smith (NJ)
Gutierrez	Meeks (NY)	Smith (WA)
Halvorson	Melancon	Snyder
Hare	Michaud	Space
Harman	Miller (NC)	Speier
Hastings (FL)	Miller, George	Spratt
Heinrich	Minnick	Stark
Herseth Sandlin	Mitchell	Stupak
Higgins	Mollohan	Sutton
Hill	Moore (KS)	Tanner
Himes	Moore (WI)	Taylor
Hinchee	Moran (VA)	Teague
Hinojosa	Murphy (CT)	Thompson (CA)
Hirono	Murphy (NY)	Thompson (MS)
Hodes	Murphy, Patrick	Tiberi
Holden	Nadler (NY)	Tierney
Holt	Napolitano	Titus
Hoyer	Neal (MA)	Tonko
Inslee	Nye	Towns
Israel	Oberstar	Tsongas
Jackson (IL)	Obey	Turner
Jackson Lee (TX)	Oliver	Van Hollen
Johnson (GA)	Ortiz	Velázquez
Johnson, E. B.	Owens	Visclosky
Jones	Pallone	Walz
Kagen	Pascarell	Wasserman
Kanjorski	Pastor (AZ)	Schultz
Kaptur	Payne	Waters
Kennedy	Perlmutter	Watson
Kildee	Perriello	Watt
Kilpatrick (MI)	Peters	Waxman
Kilroy	Peterson	Weiner
Kind	Pingree (ME)	Welch
Kirkpatrick (AZ)	Polis (CO)	Wilson (OH)
Kissell	Pomeroy	Woolsey
Klein (FL)	Price (NC)	Wu
Kosmas	Quigley	Yarmuth
	Rahall	

NAYS—160

Aderholt	Cao	Graves (MO)
Akin	Capito	Griffith
Alexander	Carter	Guthrie
Austria	Cassidy	Hall (TX)
Bachus	Chaffetz	Harper
Barrett (SC)	Coble	Hastings (WA)
Bartlett	Coffman (CO)	Heller
Barton (TX)	Cole	Hensarling
Biggart	Crenshaw	Heger
Bilbray	Culberson	Hoekstra
Bilirakis	Davis (KY)	Hunter
Bishop (UT)	Dent	Inglis
Blackburn	Diaz-Balart, L.	Issa
Boehner	Diaz-Balart, M.	Jenkins
Bonner	Dreier	Johnson (IL)
Boozman	Duncan	Johnson, Sam
Boustany	Emerson	Jordan (OH)
Brady (TX)	Flake	King (IA)
Broun (GA)	Fleming	King (NY)
Brown (SC)	Forbes	Kingston
Brown-Waite,	Fox	Kirk
Ginny	Franks (AZ)	Kline (MN)
Buchanan	Frelinghuysen	Lamborn
Burgess	Gallagher	Lance
Burton (IN)	Gerlach	Latta
Buyer	Gingrey (GA)	Lee (NY)
Calvert	Gohmert	Lewis (CA)
Camp	Goodlatte	Linder
Campbell	Granger	LoBiondo
Cantor	Graves (GA)	Lucas

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

NOT VOTING—14

Bachmann	Davis (AL)	Honda
Blunt	DeFazio	Meek (FL)
Boren	Fallin	Schrader
Bright	Garrett (NJ)	Young (FL)
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 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.