

The simple truth is that if we don't pass H.R. 4014, the CFPB could legally share privileged information with third parties. Absent this specific congressional legislation, the courts have permitted this practice of sharing in the cases of other Federal agencies. Although the Bureau has said that they are prepared to take all reasonable and appropriate steps to protect proprietary information, we cannot be sure. Therefore, we must pass this bill to restrict them from doing so.

Even President Barack Obama's appointed director of the CFPB, Richard Cordray, recently testified that this was an "oversight" and that he would be "supportive" of a legislative solution to ensure privileged information is not leaked to third parties through the CFPB. My bill is that real legislative solution. This is a commonsense fix that will put an end to the needless uncertainty and legal costs to both the CFPB and to financial institutions.

Mr. Speaker, while I believe this issue must and will eventually be addressed in the Dodd-Frank Act, this is a very important step. I urge the swift adoption of this important legislation to restore genuine accountability to the CFPB and to deliver a more efficient and effective government for America's hardworking taxpayers.

I look forward to working with my Senate colleagues to see that this omission in the Dodd-Frank Act is quickly rectified and sent to the President for his signature.

Mr. AL GREEN of Texas. Mr. Speaker, I yield myself such time as I may consume.

H.R. 4014 is a good piece of legislation, and it is designed to protect proprietary information, which is exceedingly important in the business world. This bill ensures that when an institution submits confidential information to the CFPB, the information will remain confidential. This bill is in line with existing law for other financial regulators.

We have confirmed that the CFPB believes this fix to be acceptable. The bill is identical to legislation introduced by Senate Banking Committee Chairman JOHNSON and Ranking Member SHELBY. This legislation will give financial institutions legal certainty when turning over data to the CFPB.

Mr. Speaker, current law states that a bank does not waive confidentiality and, thereby, should not have to risk its disclosure of information to other parties. These parties are sometimes engaged in litigation against each other. This piece of legislation will assure a party that its information given to the CFPB will not end up in the hands of another party that may be engaged in litigation. This is but one example. This bill is designed to protect proprietary information.

I want to thank my colleague for the outstanding job that he has done in presenting this piece of legislation. I thank Mrs. BIGGERT for, again, showing the bipartisanship that has helped us to bring this legislation to the floor.

At this time, I will reserve the balance of my time.

Mrs. BIGGERT. Mr. Speaker, I yield myself such time as I may consume.

I rise in support of H.R. 4014, a bill to ensure that confidential, private information collected by the Consumer Financial Protection Bureau, or CFPB, remains confidential.

Introduced by my colleague from Michigan (Mr. HUIZENGA), this legislation addresses a crucial oversight within the Dodd-Frank Act. Under current law, many supervised institutions have expressed concern that supplying privileged information to the CFPB at the government's request could void attorney-client and work product privileges against third parties. Even the new CFPB director, Richard Cordray, as was talked about, has acknowledged constitutional concerns and indicated that he would be supportive of a legislative solution. H.R. 4014 is that solution.

Mr. HUIZENGA's bill makes it explicitly clear that providing privileged material to the CFPB does not waive attorney-client or work product privileges with respect to third parties. It also guarantees that any privileged matter that the CFPB shares with other Federal agencies will remain privileged.

This bill has earned nearly universal support from Republicans, Democrats, regulated institutions, the regulator, Senators, and Members of the House. On February 16, our House Financial Services Committee passed this bill by voice vote.

Mr. Speaker, this bill should be on the President's desk in a matter of weeks and not months. Chairman JOHNSON and Ranking Member SHELBY of the Senate Banking Committee have introduced an identical measure, S. 2099, which also awaits consideration. Passing this legislation today marks an important milestone. It is the first time that both House and Senate Members on both sides of the aisle are acknowledging and correcting a serious flaw in the Dodd-Frank Act.

With that, I urge my colleagues to support H.R. 4014, and I commend Mr. HUIZENGA for his hard work on this issue. I have no further requests for time, if the gentleman would like to close.

Mr. AL GREEN of Texas. Mr. Speaker, I have no further requests for time, and I will simply encourage my colleagues to support the legislation.

I yield back the balance of my time.

Mrs. BIGGERT. Mr. Speaker, with that, I would, again, commend the sponsor of this bill, Mr. HUIZENGA. And I thank Mr. GREEN for managing this bill.

With that, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Illinois (Mrs. BIGGERT) that the House suspend the rules and pass the bill, H.R. 4014.

The question was taken; and (two-thirds being in the affirmative) the

rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 4 o'clock p.m.), the House stood in recess.

□ 1830

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mrs. HARTZLER) at 6 o'clock and 30 minutes p.m.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order: H.R. 2779, by the yeas and nays; H.R. 2682, by the yeas and nays; and agreeing to the Speaker's approval of the Journal, de novo.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

## TREATMENT OF AFFILIATE TRANSACTIONS UNDER THE DODD-FRANK WALL STREET REFORM AND CONSUMER PROTECTION ACT

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 2779) to exempt inter-affiliate swaps from certain regulatory requirements put in place by the Dodd-Frank Wall Street Reform and Consumer Protection Act, 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 gentleman from New Jersey (Mr. GARRETT) that the House suspend the rules and pass the bill, as amended.

The vote was taken by electronic device, and there were—yeas 357, nays 36, not voting 38, as follows:

[Roll No. 127]

YEAS—357

Ackerman	Barletta	Bishop (NY)
Adams	Barrow	Black
Aderholt	Bartlett	Blackburn
Alexander	Barton (TX)	Blumenauer
Altmire	Bass (CA)	Bonner
Amash	Bass (NH)	Bono Mack
Amodei	Benishek	Boren
Andrews	Berg	Boswell
Austria	Berkley	Boustany
Baca	Biggert	Brady (PA)
Bachmann	Bilbray	Brady (TX)
Bachus	Bilirakis	Braley (IA)
Baldwin	Bishop (GA)	Brooks

Broun (GA) Hall  
 Buchanan Hanabusa  
 Buchsnon Hanna  
 Burgess Harper  
 Burton (IN) Harris  
 Butterfield Hartzler  
 Calvert Hastings (FL)  
 Camp Hastings (WA)  
 Canseco Hayworth  
 Cantor Heck  
 Capito Hensarling  
 Capps Herger  
 Capuano Herrera Beutler  
 Cardoza Higgins  
 Carnahan Himes  
 Carney Hinojosa  
 Carson (IN) Hochul  
 Carter Holden  
 Cassidy Honda  
 Castor (FL) Hoyer  
 Chabot Huelskamp  
 Chaffetz Huizenga (MI)  
 Chandler Hultgren  
 Chu Hunter  
 Cicilline Hurt  
 Clarke (MI) Israel  
 Clarke (NY) Issa  
 Clay Jenkins  
 Cleaver Johnson (OH)  
 Clyburn Johnson, E. B.  
 Coble Johnson, Sam  
 Coffman (CO) Jones  
 Cole Jordan  
 Conaway Keating  
 Connolly (VA) Kind  
 Cooper King (IA)  
 Costello King (NY)  
 Cravaack Kingston  
 Crawford Kinzinger (IL)  
 Crenshaw Kline  
 Critz Labrador  
 Crowley Lamborn  
 Cuellar Lance  
 Culberson Lankford  
 Cummings Larsen (WA)  
 Davis (CA) Latham  
 Davis (KY) LaTourette  
 DeGette Latta  
 Denham Levin  
 Dent Lewis (CA)  
 DesJarlais Lewis (GA)  
 Diaz-Balart Lipinski  
 Dold LoBiondo  
 Dreier Loeback  
 Duffy Lofgren, Zoe  
 Duncan (SC) Long  
 Duncan (TN) Lowey  
 Edwards Lucas  
 Ellison Luetkemeyer  
 Ellmers Lujan  
 Emerson Lummis  
 Engel Lungren, Daniel  
 Eshoo E.  
 Farenthold Lynch  
 Farr Maloney  
 Fattah Manzullo  
 Fincher Marino  
 Fitzpatrick Matheson  
 Flake Matsui  
 Fleischmann McCarthy (CA)  
 Fleming McCaul  
 Fortenberry McClintock  
 Foxx McCollum  
 Frank (MA) McCotter  
 Franks (AZ) McGovern  
 Frelinghuysen McHenry  
 Fudge McKeon  
 Gallegly McKinley  
 Gardner McMorris  
 Garrett Rodgers  
 Gerlach McNerney  
 Gibbs Meeks  
 Gibson Mica  
 Gingrey (GA) Michaud  
 Gohmert Miller (FL)  
 Gonzalez Miller (MI)  
 Goodlatte Miller, Gary  
 Gowdy Miller, George  
 Granger Moore  
 Graves (GA) Moran  
 Graves (MO) Mulvaney  
 Green, Al Murphy (CT)  
 Green, Gene Murphy (PA)  
 Griffin (AR) Myrick  
 Griffith (VA) Napolitano  
 Grimm Neugebauer  
 Guinta Noem  
 Guthrie Nunes  
 Hahn Nunnelee

Olson  
 Oliver  
 Owens  
 Palazzo  
 Pallone  
 Pastor (AZ)  
 Paulsen  
 Pearce  
 Pelosi  
 Pence  
 Perlmutter  
 Peters  
 Peterson  
 Petri  
 Pitts  
 Platts  
 Poe (TX)  
 Polis  
 Pompeo  
 Posey  
 Price (GA)  
 Price (NC)  
 Quayle  
 Quigley  
 Rahall  
 Reed  
 Rehberg  
 Renacci  
 Ribble  
 Richardson  
 Richmond  
 Rigell  
 Roby  
 Roe (TN)  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rokita  
 Rooney  
 Ros-Lehtinen  
 Roskam  
 Ross (AR)  
 Ross (FL)  
 Rothman (NJ)  
 Roybal-Allard  
 Royce  
 Runyan  
 Ruppersberger  
 Ryan (OH)  
 Ryan (WI)  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Scalise  
 Schiff  
 Schilling  
 Schmidt  
 Schock  
 Schrader  
 Schwartz  
 Schweikert  
 Scott (SC)  
 Scott, Austin  
 Scott, David  
 Sensenbrenner  
 Sessions  
 Sewell  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Southerland  
 Speier  
 Stark  
 Stearns  
 Stivers  
 Stutzman  
 Sullivan  
 Sutton  
 Terry  
 Thompson (CA)  
 Thompson (PA)  
 Thornberry  
 Tiberi  
 Tipton  
 Tonko  
 Tsongas  
 Turner (NY)  
 Turner (OH)  
 Upton  
 Van Hollen  
 Visclosky

Walberg  
 Walden  
 Walsh (IL)  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watt  
 Waxman

Akin  
 Bishop (UT)  
 Brown (FL)  
 Buerkle  
 Campbell  
 Costa  
 Kelly  
 Kissell  
 Landry  
 Mack  
 Marchant  
 McCarthy (NY)  
 McIntyre

Webster  
 West  
 Westmoreland  
 Whitfield  
 Wilson (FL)  
 Wilson (SC)  
 Wittman  
 Wolf  
 Womack

#### NAYS—36

#### NOT VOTING—38

Heinrich  
 Jackson (IL)  
 Jackson Lee  
 (TX)  
 Johnson (GA)  
 Johnson (IL)  
 Rangel  
 Reichert  
 Reyes  
 Rivera  
 Rohrabacher  
 Rush  
 Thompson (MS)  
 Towns

#### □ 1856

Messrs. MARKEY, LANGEVIN, LARSON of Connecticut, McDERMOTT, DEFAZIO, DOGGETT, KILDEE, COHEN, WELCH, and Ms. LEE of California changed their vote from “yea” to “nay.”

Mr. OLIVER, Ms. WILSON of Florida, Ms. CLARKE of New York, and Mr. WAXMAN changed their vote from “nay” to “yea.”

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### BUSINESS RISK MITIGATION AND PRICE STABILIZATION ACT OF 2012

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 2682) to provide end user exemptions from certain provisions of the Commodity Exchange Act and the Securities Exchange Act of 1934, 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 gentleman from New Jersey (Mr. GARRETT) 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 370, nays 24, not voting 37, as follows:

[Roll No. 128]

#### YEAS—370

Ackerman  
 Adams  
 Aderholt  
 Alexander

Altmire  
 Amash  
 Amodei  
 Andrews

Austria  
 Baca  
 Bachmann  
 Bachus

Baldwin  
 Barletta  
 Barrow  
 Bartlett  
 Barton (TX)  
 Bass (CA)  
 Bass (NH)  
 Becerra  
 Benishek  
 Berg  
 Berkley  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Black  
 Blackburn  
 Blumenauer  
 Bonamici  
 Bonner  
 Bono Mack  
 Boren  
 Boswell  
 Boustany  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brooks  
 Broun (GA)  
 Buchanan  
 Buchson  
 Burgess  
 Burton (IN)  
 Butterfield  
 Calvert  
 Camp  
 Canseco  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson (IN)  
 Carter  
 Cassidy  
 Castor (FL)  
 Chabot  
 Chaffetz  
 Chandler  
 Chu  
 Clarke (MI)  
 Clarke (NY)  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Coffman (CO)  
 Cole  
 Conaway  
 Connolly (VA)  
 Cooper  
 Costello  
 Courtney  
 Cravaack  
 Crawford  
 Crenshaw  
 Critz  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 DeFazio  
 DeGette  
 DeLauro  
 Denham  
 Dent  
 DesJarlais  
 Diaz-Balart  
 Doggett  
 Dold  
 Dreier  
 Duffy  
 Duncan (SC)  
 Duncan (TN)  
 Edwards  
 Ellison  
 Ellmers  
 Emerson  
 Engel  
 Eshoo  
 Farenthold  
 Farr  
 Fattah

Fincher  
 Fitzpatrick  
 Flake  
 Fleischmann  
 Fleming  
 Fortenberry  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Fudge  
 Gallegly  
 Garamendi  
 Gardner  
 Garrett  
 Gerlach  
 Gibbs  
 Gibson  
 Gingrey (GA)  
 Gohmert  
 Gonzalez  
 Goodlatte  
 Gosar  
 Gowdy  
 Granger  
 Graves (GA)  
 Graves (MO)  
 Green, Al  
 Green, Gene  
 Griffin (AR)  
 Griffith (VA)  
 Grimm  
 Guinta  
 Guthrie  
 Hahn  
 Hall  
 Hanabusa  
 Hanna  
 Harper  
 Harris  
 Hartzler  
 Hastings (FL)  
 Hastings (WA)  
 Hayworth  
 Heck  
 Hensarling  
 Herger  
 Herrera Beutler  
 Higgins  
 Himes  
 Hinojosa  
 Hochul  
 Holden  
 Holt  
 Honda  
 Hoyer  
 Huelskamp  
 Huizenga (MI)  
 Hultgren  
 Hunter  
 Hurt  
 Israel  
 Issa  
 Jenkins  
 Johnson (OH)  
 Johnson, E. B.  
 Johnson, Sam  
 Jordan  
 Keating  
 Kline  
 Labrador  
 Lamborn  
 Lance  
 Lankford  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Latta  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lipinski  
 LoBiondo  
 Loeback  
 Lofgren, Zoe  
 Long  
 Lowey  
 Lucas  
 Luetkemeyer  
 Lujan  
 Lummis  
 Lungren, Daniel  
 E.

Lynch  
 Maloney  
 Manzullo  
 Marino  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCaul  
 McClintock  
 McCollum  
 McCotter  
 McDermott  
 McHenry  
 McKeon  
 McKinley  
 McMorris  
 Rodgers  
 McNerney  
 Meehan  
 Meeks  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moore  
 Moran  
 Mulvaney  
 Murphy (CT)  
 Murphy (PA)  
 Myrick  
 Napolitano  
 Neugebauer  
 Noem  
 Nunes  
 Nunnelee  
 Olson  
 Oliver  
 Owens  
 Palazzo  
 Pallone  
 Pastor (AZ)  
 Paulsen  
 Pearce  
 Pelosi  
 Pence  
 Perlmutter  
 Peters  
 Peterson  
 Petri  
 Pingree (ME)  
 Pitts  
 Platts  
 Poe (TX)  
 Polis  
 Pompeo  
 Posey  
 Price (GA)  
 Price (NC)  
 Quayle  
 Quigley  
 Rahall  
 Reed  
 Rehberg  
 Renacci  
 Ribble  
 Richardson  
 Richmond  
 Rigell  
 Roby  
 Roe (TN)  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rokita  
 Rooney  
 Ros-Lehtinen  
 Roskam  
 Ross (AR)  
 Ross (FL)  
 Rothman (NJ)  
 Roybal-Allard  
 Royce  
 Runyan  
 Ruppersberger  
 Ryan (OH)  
 Ryan (WI)  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Scalise  
 Schakowsky  
 Schiff  
 Schilling  
 Schmidt  
 Schock  
 Schrader  
 Schwartz