

small business merger and acquisition brokers.

In the last Congress, I opposed the bill because it included only two of the six restrictions that were included by the SEC. With this amendment, the bill will include all of the restrictions. This is a bipartisan amendment and it includes all the limitations of the SEC's no-action letter. It has been a pleasure to work with the gentleman from Michigan (Mr. HUIZENGA) on it.

In addition, our amendment provides that the SEC has the rulemaking authority to determine the correct thresholds for gross revenues and of EBITDA—that is to say, earnings of the company before interest, taxes, depreciation, and amortization—in determining whether a company qualifies as an eligible company under this bill.

The SEC is the agency with the expertise to do this. I encourage them to examine this issue closely and to ensure that any threshold in place is evidence-based. I encourage them in future years to inflation-adjust whatever limitation dollar figures they have in their regulations.

I am pleased to offer this amendment with my colleague, Mr. HUIZENGA, whom I may have previously identified as the gentleman from Michigan. I offer it also with the support of the ranking member. I urge the passage of this amendment, as it will ensure bipartisan support for the bill.

Mr. Speaker, I reserve the balance of my time.

Mr. HUIZENGA. Mr. Speaker, I claim the time in opposition to the amendment, even though I am not opposed.

The SPEAKER pro tempore. Without objection, the gentleman from Michigan is recognized for 5 minutes.

There was no objection.

Mr. HUIZENGA. Mr. Speaker, I appreciate the opportunity to address the amendment and the work of Mr. SHERMAN, Mrs. MALONEY, the ranking member, and, obviously, our chairman as well. So I do agree and accept this amendment as a friendly amendment.

It does confirm what the no-action letter has put in place. I believe it properly makes sure that the SEC's role is preserved but that Congress has its imprimatur on this as well. It aligns the bill with the principles outlined in the SEC's no-action letter.

I think this is a good, reasonable amendment. I am pleased to work with the gentleman from California as well. I am glad that we can get this settled in a timely manner.

Mr. Speaker, I yield back the balance of my time.

Mr. SHERMAN. Mr. Speaker, I thank the gentleman from Michigan, and I yield back the balance of my time.

The SPEAKER pro tempore. Pursuant to the rule, the previous question is ordered on the bill, as amended, and on the amendment offered by the gentleman from California (Mr. SHERMAN).

The question is on the amendment offered by the gentleman from California (Mr. SHERMAN).

The amendment was agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. HENSARLING. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

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 3 o'clock and 40 minutes p.m.), the House stood in recess.

□ 1614

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. POE of Texas) at 4 o'clock and 14 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:

Passage of H.R. 477;

Passage of H.J. Res. 123; and

The motion to suspend the rules and pass H.R. 2658.

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

SMALL BUSINESS MERGERS, ACQUISITIONS, SALES, AND BROKERAGE SIMPLIFICATION ACT OF 2017

The SPEAKER pro tempore. The unfinished business is the vote on passage of the bill (H.R. 477) to amend the Securities Exchange Act of 1934 to exempt from registration brokers performing services in connection with the transfer of ownership of smaller privately held companies, 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 passage of the bill.

The vote was taken by electronic device, and there were—yeas 426, nays 0, not voting 6, as follows:

Abraham	DeGette	Johnson (GA)
Adams	Delaney	Johnson (LA)
Aderholt	DeLauro	Johnson (OH)
Aguilar	DeBene	Johnson, E. B.
Allen	Demings	Johnson, Sam
Amash	Denham	Jones
Amodei	Dent	Jordan
Arrington	DeSantis	Joyce (OH)
Babin	DeSaulnier	Kaptur
Bacon	DesJarlais	Katko
Banks (IN)	Deutch	Keating
Barletta	Diaz-Balart	Kelly (IL)
Barr	Dingell	Kelly (MS)
Barragán	Doggett	Kelly (PA)
Barton	Donovan	Khanna
Bass	Doyle, Michael	Kihuen
Beatty	F.	Kildee
Bera	Duffy	Kilmer
Bergman	Duncan (SC)	Kind
Beyer	Duncan (TN)	King (IA)
Biggs	Dunn	King (NY)
Bilirakis	Ellison	Kinzinger
Bishop (GA)	Emmer	Knight
Bishop (MI)	Engel	Krishnamoorthi
Bishop (UT)	Eshoo	Kuster (NH)
Black	Espallat	Kustoff (TN)
Blackburn	Estes (KS)	Labrador
Blum	Esty (CT)	LaHood
Blumenauer	Evans	LaMalfa
Blunt Rochester	Farenthold	Lamborn
Bonamici	Faso	Lance
Bost	Ferguson	Langevin
Boyle, Brendan	Fitzpatrick	Larsen (WA)
F.	Fleischmann	Larson (CT)
Brady (PA)	Flores	Latta
Brady (TX)	Fortenberry	Lawrence
Brat	Foster	Lee
Brooks (AL)	Fox	Levin
Brooks (IN)	Frankel (FL)	Lewis (GA)
Brown (MD)	Franks (AZ)	Lewis (MN)
Buchanan	Frelinghuysen	Lieu, Ted
Buck	Fudge	Lipinski
Bucshon	Gabbard	LoBiondo
Budd	Gaetz	Loebsack
Burgess	Gallagher	Loftgren
Bustos	Gallego	Long
Butterfield	Garamendi	Loudermilk
Byrne	Garrett	Love
Calvert	Gianforte	Lowenthal
Capuano	Gibbs	Lowey
Carbajal	Gohmert	Lucas
Cárdenas	Gomez	Luetkemeyer
Carson (IN)	Gonzalez (TX)	Lujan Grisham,
Carter (GA)	Goodlatte	M.
Carter (TX)	Gosar	Luján, Ben Ray
Cartwright	Gottheimer	Lynch
Castor (FL)	Gowdy	MacArthur
Castro (TX)	Granger	Maloney,
Chabot	Graves (GA)	Carolyn B.
Cheney	Graves (LA)	Maloney, Sean
Chu, Judy	Graves (MO)	Marchant
Cicilline	Green, Al	Marino
Clark (MA)	Griffith	Marshall
Clarke (NY)	Grijalva	Massie
Clay	Grothman	Mast
Cleaver	Guthrie	Matsui
Clyburn	Gutiérrez	McCarthy
Coffman	Hanabusa	McCauley
Cohen	Handel	McClintock
Cole	Harper	McCollum
Collins (GA)	Harris	McEachin
Collins (NY)	Hartzler	McGovern
Comer	Hastings	McHenry
Comstock	Heck	McKinley
Conaway	Hensarling	McMorris
Connolly	Herrera Beutler	Rodgers
Cook	Hice, Jody B.	McNerney
Cooper	Higgins (LA)	McSally
Correa	Higgins (NY)	Meadows
Costa	Hill	Meehan
Costello (PA)	Himes	Meeks
Courtney	Holding	Meng
Cramer	Hollingsworth	Messer
Crawford	Hoyer	Mitchell
Crist	Hudson	Moolenaar
Crowley	Huffman	Mooney (WV)
Cuellar	Huizenga	Moore
Culberson	Hultgren	Moulton
Cummings	Hunter	Mullin
Curbelo (FL)	Hurd	Murphy (FL)
Curtis	Issa	Nadler
Davidson	Jackson Lee	Napolitano
Davis (CA)	Jayapal	Neal
Davis, Danny	Jeffries	Newhouse
Davis, Rodney	Jenkins (KS)	Noem
DeFazio	Jenkins (WV)	Nolan

[Roll No. 669]

YEAS—426

Norcross
Norman
Nunes
O'Halleran
O'Rourke
Olson
Palazzo
Pallone
Palmer
Panetta
Pascrell
Paulsen
Payne
Pearce
Pelosi
Perlmutter
Perry
Peters
Peterson
Pingree
Pittenger
Poe (TX)
Poliquin
Polis
Posey
Price (NC)
Quigley
Raskin
Ratcliffe
Reed
Reichert
Renacci
Rice (NY)
Rice (SC)
Richmond
Robby
Roe (TN)
Rogers (AL)
Rogers (KY)
Rohrabacher
Rokita
Rooney, Francis
Rooney, Thomas J.
Ros-Lehtinen
Rosen
Roskam
Ross
Rothfus

Rouzer
Roybal-Allard
Royce (CA)
Ruiz
Ruppersberger
Rush
Russell
Rutherford
Ryan (OH)
Sanchez
Sanford
Sarbanes
Scalise
Schakowsky
Schiff
Schneider
Schrader
Schweikert
Scott (VA)
Scott, Austin
Scott, David
Sensenbrenner
Serrano
Sessions
Sevel
Shea-Porter
Sherman
Shimkus
Shuster
Simpson
Sinema
Sires
Slaughter
Smith (MO)
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Smucker
Soto
Speier
Stefanik
Woodall
Stivers
Suzuki
Swalwell (CA)
Takano
Taylor
Tenney

Thompson (CA)
Thompson (MS)
Thompson (PA)
Thornberry
Tiberi
Allen
Amodei
Arrington
Babin
Bacon
Banks (IN)
Barietta
Barr
Barton
Bergman
Bilirakis
Bishop (MI)
Bishop (UT)
Black
Blackburn
Blum
Bost
Brady (TX)
Brat
Brooks (IN)
Buchanan
Buck
Bucshon
Budd
Burgess
Bustos
Byrne
Calvert
Carter (GA)
Carter (TX)
Chabot
Cheney
Coffman
Wilson (FL)
Wilson (SC)
Wittman
Collins (GA)
Collins (NY)
Comer
Woodall
Yarmuth
Yoder
Costello (PA)
Cramer
Crawford
Crist
Culberson
Luetkemeyer
Curtis
Davidson
Davis, Rodney
Denham
Dent
DeSantis
DesJarlais
Diaz-Balart
Donovan
Duffy
Duncan (SC)
Duncan (TN)
Dunn
Emmer
Estes (KS)
Farenthold
Faso
Ferguson
Fitzpatrick
Fleischmann
Flores
Fortenberry
Foxy
Franks (AZ)
Frelinghuysen
Gallagher
Gianforte
Gibbs
Goodlatte
Gottheimer
Gowdy

NOT VOTING—6

Bridenstine
Brownley (CA)

Green, Gene
Kennedy

Lawson (FL)
Pocan

□ 1640

Mr. ESPAILLAT, Mrs. NAPOLITANO, Messrs. CAPUANO, LYNCH, Miss RICE of New York, Messrs. SIRE, HUFFMAN, and CARDENAS changed their vote from “nay” to “yea.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

FURTHER CONTINUING APPROPRIATIONS ACT, 2018

The SPEAKER pro tempore. The unfinished business is the vote on passage of the joint resolution (H.J. Res. 123) making further continuing appropriations for fiscal year 2018, and for other purposes, on which the yeas and nays were ordered.

The Clerk read the title of the joint resolution.

The SPEAKER pro tempore. The question is on the passage of the joint resolution.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 235, nays 193, not voting 5, as follows:

[Roll No. 670]

YEAS—235

Granger
Graves (GA)
Graves (LA)
Graves (MO)
Grothman
Guthrie
Handel
Harper
Hartzler
Hensarling
Herrera Beutler
Hice, Jody B.
Higgins (LA)
Hill
Holding
Hudson
Huizenga
Hultgren
Hunter
Hurd
Issa
Jenkins (KS)
Jenkins (WV)
Johnson (LA)
Johnson (OH)
Johnson, Sam
Jordan
Joyce (OH)
Katko
Ryan (WI)
Sanford
Scalise
Schneider
Schweikert
Scott, Austin
Scott, David
Sensenbrenner
Sessions
Shimkus
Shuster
Simpson
Sinema
Sires
Slaughter
Smith (MO)
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Smucker
Soto
Speier
Stefanik
Woodall
Stivers
Suzuki
Swalwell (CA)
Takano
Taylor
Tenney

Thompson (CA)
Thompson (MS)
Thompson (PA)
Thornberry
Tiberi
Allen
Amodei
Arrington
Babin
Bacon
Banks (IN)
Barietta
Barr
Barton
Bergman
Bilirakis
Bishop (MI)
Bishop (UT)
Black
Blackburn
Blum
Bost
Brady (TX)
Brat
Brooks (IN)
Buchanan
Buck
Bucshon
Budd
Burgess
Bustos
Byrne
Calvert
Carter (GA)
Carter (TX)
Chabot
Cheney
Coffman
Wilson (FL)
Wilson (SC)
Wittman
Collins (GA)
Collins (NY)
Comer
Woodall
Yarmuth
Yoder
Costello (PA)
Cramer
Crawford
Crist
Culberson
Luetkemeyer
Curtis
Davidson
Davis, Rodney
Denham
Dent
DeSantis
DesJarlais
Diaz-Balart
Donovan
Duffy
Duncan (SC)
Duncan (TN)
Dunn
Emmer
Estes (KS)
Farenthold
Faso
Ferguson
Fitzpatrick
Fleischmann
Flores
Fortenberry
Foxy
Franks (AZ)
Frelinghuysen
Gallagher
Gianforte
Gibbs
Goodlatte
Gottheimer
Gowdy

Abraham
Aderholt
Allen
Amodei
Arrington
Babin
Bacon
Banks (IN)
Barietta
Barr
Barton
Bergman
Bilirakis
Bishop (MI)
Bishop (UT)
Black
Blackburn
Blum
Bost
Brady (TX)
Brat
Brooks (IN)
Buchanan
Buck
Bucshon
Budd
Burgess
Bustos
Byrne
Calvert
Carter (GA)
Carter (TX)
Chabot
Cheney
Coffman
Wilson (FL)
Wilson (SC)
Wittman
Collins (GA)
Collins (NY)
Comer
Woodall
Yarmuth
Yoder
Costello (PA)
Cramer
Crawford
Crist
Culberson
Luetkemeyer
Curtis
Davidson
Davis, Rodney
Denham
Dent
DeSantis
DesJarlais
Diaz-Balart
Donovan
Duffy
Duncan (SC)
Duncan (TN)
Dunn
Emmer
Estes (KS)
Farenthold
Faso
Ferguson
Fitzpatrick
Fleischmann
Flores
Fortenberry
Foxy
Franks (AZ)
Frelinghuysen
Gallagher
Gianforte
Gibbs
Goodlatte
Gottheimer
Gowdy

Adams
Aguilar
Amash
Barragán
Bass
Beatty
Bera
Beyer
Biggs
Bishop (GA)
Blumenauer
Blunt Rochester
Bonamici
Boyle, Brendan F.

Granger
Graves (GA)
Graves (LA)
Graves (MO)
Grothman
Guthrie
Handel
Harper
Hartzler
Hensarling
Herrera Beutler
Hice, Jody B.
Higgins (LA)
Hill
Holding
Hudson
Huizenga
Hultgren
Hunter
Hurd
Issa
Jenkins (KS)
Jenkins (WV)
Johnson (LA)
Johnson (OH)
Johnson, Sam
Jordan
Joyce (OH)
Katko
Ryan (WI)
Sanford
Scalise
Schneider
Schweikert
Scott, Austin
Scott, David
Sensenbrenner
Sessions
Shimkus
Shuster
Simpson
Sinema
Sires
Slaughter
Smith (MO)
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Smucker
Soto
Speier
Stefanik
Woodall
Stivers
Suzuki
Swalwell (CA)
Takano
Taylor
Tenney

DeGette
Delaney
DeLauro
DelBene
Demings
DeSaulnier
Deutch
Dingell
Doggett
Doyle, Michael F.
Ellison
Engel
Eshoo
Espallat
Esty (CT)
Evans
Foster
Frankel (FL)
Fudge
Gabbard
Gaetz
Gallo
Garamendi
Garrett
Gohmert
Gomez
Gonzalez (TX)
Gosar
Green, Al
Green, Gene
Griffith
Grijalva
Gutiérrez
McGovern
Hanabusa
Harris
Hastings
Heck
Higgins (NY)
Himes
Hollingsworth
Hoyer
Huffman
Jackson Lee
Jayapal
Jeffries
Johnson (GA)
Johnson, E. B.
Jones
Kaptur
Keating

Peterson
Pittenger
Poe (TX)
Poliquin
Posey
Reed
Reichert
Renacci
Rice (SC)
Robby
Roe (TN)
Rogers (AL)
Rogers (KY)
Rohrabacher
Rokita
Rooney, Francis
Rooney, Thomas J.
Ros-Lehtinen
Rosen
Roskam
Ross
Rothfus
Rouzer
Royce (CA)
Ruiz
Russell
Rutherford
Rutherford
Sanford
Scalise
Schneider
Schweikert
Scott, Austin
Scott, David
Sensenbrenner
Sessions
Shimkus
Shuster
Simpson
Sinema
Smith (MO)
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Smucker
Soto
Speier
Stefanik
Woodall
Stivers
Suzuki
Swalwell (CA)
Takano
Taylor
Tenney

NAYS—193

Brady (PA)
Brooks (AL)
Brown (MD)
Butterfield
Capuano
Carbajal
Cárdenas
Carson (IN)
Cartwright
Castor (FL)
Castro (TX)
Chu, Judy
Cicilline
Clark (MA)
Clarke (NY)

Clay
Cleaver
Clyburn
Cohen
Connolly
Cooper
Correa
Costa
Courtney
Crowley
Cuellar
Cummings
Davis (CA)
Davis, Danny
DeFazio

Kelly (IL)
Khanna
Kihuen
Kildee
Kilmer
Kind
Krishnamoorthi
Kuster (NH)
Labrador
Langevin
Larsen (WA)
Larson (CT)
Lawrence
Lee
Levin
Lewis (GA)
Lieu, Ted
Lipinski
Loebach
Loftgren
Lowenthal
Lowe
Lujan Grisham
M.
Luján, Ben Ray
Lynch
Maloney
Carolyn B.
Maloney, Sean
Massie
Matsui
McCollum
McEachin
McGovern
McNerney
Meeks
Meng
Mooney (WV)
Moore
Moulton
Nadler
Napolitano
Neal
Nolan
Norcross
O'Rourke
Pallone
Panetta
Pascrell
Payne
Pelosi

Perlmutter
Perry
Pingree
Polis
Price (NC)
Quigley
Raskin
Ratcliffe
Rice (NY)
Richmond
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sánchez
Sarbanes
Schakowsky
Schiff
Schrader
Scott (VA)
Serrano
Sewell (AL)
Shea-Porter
Sherman
Sires
Slaughter
Smith (WA)
Soto
Suzuki
Swalwell (CA)
Takano
Thompson (CA)
Thompson (MS)
Titus
Tonko
Torres
Tsongas
Vargas
Veasey
Vela
Velázquez
Visclosky
Wasserman
Schultz

NOT VOTING—5

Bridenstine
Brownley (CA)

Kennedy
Lawson (FL)

Pocan

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1647

So the joint resolution was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

LEGISLATIVE PROGRAM

(Mr. MCCARTHY asked and was given permission to address the House for 1 minute.)

Mr. MCCARTHY. Mr. Speaker, I rise today for the purpose of making a scheduling announcement.

Mr. Speaker, I first want to thank all the Members for their flexibility in coming back to town this past Monday. As such, Members are advised that votes are no longer expected in the House tomorrow, Friday, December 8.

Members are further advised to be prepared for the House to be in session the week of December 18. First votes of that week will be expected at 6:30 p.m. on Monday, December 18.

We all know we have important work to do, including passing the historic Tax Cuts and Jobs Act for the American people. I think that will be an excellent Christmas present.