

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  
Stewart  
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  
Cole  
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  
Smith (MO)  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Smucker  
Soto  
Speier  
Stefanik  
Stewart  
Stivers  
Suzuki  
Swalwell (CA)  
Takano  
Taylor  
Tenney

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  
Cole  
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.

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)  
Roby  
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 (WI)  
Sanford  
Scalise  
Schneider  
Schweikert  
Scott, Austin  
Scott, David  
Sensenbrenner  
Sessions  
Shimkus  
Shuster  
Simpson  
Sinema  
Smith (MO)  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smucker  
Speier  
Stefanik  
Stewart  
Stivers  
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  
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.