

So (two-thirds being in the affirmative) the rules were suspended and the Senate amendment was concurred in.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

**UNITED STATES-INDIA NUCLEAR COOPERATION APPROVAL AND NONPROLIFERATION ENHANCEMENT ACT**

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill, H.R. 7081, 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 California (Mr. BERMAN) that the House suspend the rules and pass the bill, H.R. 7081.

This will be a 5-minute vote. The vote was taken by electronic device, and there were—yeas 298, nays 117, answered “present” 1, not voting 17, as follows:

[Roll No. 662]  
YEAS—298

Ackerman Clay Gordon  
Akin Coble Granger  
Alexander Cohen Graves  
Allen Cole (OK) Green, Al  
Altmire Conaway Green, Gene  
Andrews Cooper Gutierrez  
Arcuri Costa Hall (TX)  
Baca Cramer Hastings (FL)  
Bachmann Crenshaw Hastings (WA)  
Bachus Crowley Heller  
Barrett (SC) Cuellar Hensarling  
Barrow Culberson Herger  
Bartlett (MD) Davis (AL) Herseth Sandlin  
Barton (TX) Davis (IL) Higgins  
Bean Davis (KY) Hill  
Berkley Davis, David Hobson  
Berman Davis, Lincoln Hodes  
Biggart Davis, Tom Hoekstra  
Billray Deal (GA) Holden  
Billirakis Delahunt Honda  
Bishop (GA) Dent Hoyer  
Bishop (NY) Diaz-Balart, L. Hulshof  
Bishop (UT) Diaz-Balart, M. Inglis (SC)  
Blackburn Dicks Inslee  
Blunt Donnelly Israel  
Boehner Doyle Issa  
Bonner Drake Jackson (IL)  
Bono Mack Dreier Jackson-Lee  
Boozman Duncan (TX)  
Boren Edwards (TX) Johnson (IL)  
Boucher Ehlers Johnson, E. B.  
Boustany Ellsworth Johnson, Sam  
Boyd (FL) Emanuel Jordan  
Brady (TX) Emerson Kanjorski  
Broun (GA) Engel Keller  
Brown (SC) English (PA) Kind  
Brown, Corrine Eshoo King (IA)  
Brown-Waite, Etheridge King (NY)  
Ginny Fallin Kingston  
Buchanan Feeney Kirk  
Burton (IN) Ferguson Klein (FL)  
Calvert Flake Kline (MN)  
Camp (MI) Forbes Knollenberg  
Campbell (CA) Fossella Kuhl (NY)  
Cannon Foxx LaHood  
Cantor Frank (MA) Lamborn  
Capito Frelinghuysen Lampson  
Capuano Gallegly Larson (CT)  
Cardoza Garrett (NJ) Latham  
Carnahan Gerlach LaTourette  
Carney Giffords Latta  
Carter Gilchrest Levin  
Castle Gillibrand Lewis (CA)  
Castor Gingrey Lewis (KY)  
Cazayoux Gohmert Linder  
Chabot Gonzalez Lipinski  
Chandler Goode LoBiondo  
Childers Goodlatte Lofgren, Zoe

Lowey Pearce  
Lucas Pence  
Lungren, Daniel Peterson (MN)  
E. Petri  
Mack Platts  
Mahoney (FL) Porter  
Maloney (NY) Price (GA)  
Manzullo Price (NC)  
Marchant Putnam  
Matheson Radanovich  
McCarthy (CA) Rahall  
McCarthy (NY) Ramstad  
McCaul (TX) Rangel  
McCotter Regula  
McCreery Rehberg  
McHenry Reichert  
McHugh Renzi  
McIntyre Reyes  
McKeon Reynolds  
McMorris Rodriguez  
Rodgers Rogers (AL)  
Meek (FL) Rogers (KY)  
Meeks (NY) Rogers (MI)  
Melancon Rohrabacher  
Mica Ros-Lehtinen  
Miller (FL) Roskam  
Miller (MI) Ross  
Miller (NC) Royce  
Miller, Gary Ruppersberger  
Mollohan Rush  
Moore (KS) Ryan (OH)  
Moran (KS) Ryan (WI)  
Moran (VA) Salazar  
Murphy (CT) Sali  
Murphy, Patrick Sarbanes  
Murtha Saxton  
Musgrave Scalise  
Myrick Schakowsky  
Neal (MA) Schmidt  
Neugebauer Scott (GA)  
Nunes Scott (VA)  
Ortiz Sensenbrenner  
Pallone Sessions

NAYS—117

Abercrombie Hinojosa  
Baird Hirono  
Baldwin Holt  
Becerra Hooley  
Berry Hunter  
Blumenauer Johnson (GA)  
Boswell Jones (NC)  
Boyd (KS) Kagen  
Brady (PA) Kennedy  
Braley (IA) Kildee  
Burgess Kilpatrick  
Butterfield Kucinich  
Capps Langevin  
Carson Larsen (WA)  
Clarke Lee  
Cleaver Lewis (GA)  
Clyburn Loeb sack  
Conyers Markey  
Costello Marshall  
Courtney Matsui  
Cummings McCollum (MN)  
Davis (CA) McDermott  
DeFazio McGovern  
DeGette McNerney  
DeLauro McNulty  
Dingell Michaud  
Doggett Miller, George  
Edwards (MD) Mitchell  
Ellison Moore (WI)  
Everett Nadler  
Farr Napolitano  
Fattah Oberstar  
Filner Obey  
Fortenberry Olver  
Grijalva Pascrell  
Hall (NY) Pastor  
Hare Paul  
Harman Payne  
Hayes Perlmutter  
Hinchey Pitts

ANSWERED “PRESENT”—1

Foster  
Aderholt Kaptur  
Buyer Lynch  
Cubin Murphy, Tim  
Doolittle Peterson (PA)  
Franks (AZ) Pickering  
Jefferson Pryce (OH)

Shadegg  
Shays Sherman  
Sherman Shimkus  
Shuster Simpson  
Sires  
Smith (NE) Smith (TX)  
Smith (WA) Snyder  
Soudier  
Stearns  
Sullivan Sutton  
Tancredo Tanner  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Towns  
Turner  
Udall (CO)  
Upton  
Van Hollen  
Walberg  
Walden (OR)  
Wamp  
Wasserman  
Schultz  
Waters  
Watt  
Weldon (FL)  
Westmoreland  
Whitfield (KY)  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wittman (VA)  
Wolf  
Young (AK)  
Young (FL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes remain on the vote.

□ 1644

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

**TAKING RESPONSIBLE ACTION FOR COMMUNITY SAFETY ACT**

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill, H.R. 6707, 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 Minnesota (Mr. OBERSTAR) that the House suspend the rules and pass the bill, H.R. 6707, as amended.

This will be a 5-minute vote. The vote was taken by electronic device, and there were—yeas 243, nays 175, not voting 15, as follows:

[Roll No. 663]  
YEAS—243

Abercrombie Davis (CA) Hulshof  
Ackerman Davis (IL) Inslee  
Allen Davis, Tom Israel  
Andrews DeFazio Jackson (IL)  
Arcuri DeGette Jackson-Lee  
Baca Delahunt (TX)  
Bachmann DeLauro Johnson (GA)  
Baird Dicks Jones (NC)  
Baldwin Dingell Kagen  
Barrow Doggett Kanjorski  
Bean Donnelly Kennedy  
Becerra Doyle Kildee  
Berkley Edwards (MD) Kilpatrick  
Berman Edwards (TX) Kind  
Berry Ellison Klein (FL)  
Biggart Ellsworth Knollenberg  
Billray Emerson Kucinich  
Bishop (GA) Engel LaHood  
Bishop (NY) Eshoo Lampson  
Blumenauer Etheridge Langevin  
Boswell Farr Larsen (WA)  
Boucher Fattah Larson (CT)  
Boyd (FL) Ferguson Lee  
Brady (PA) Filner Levin  
Braley (IA) Forbes Lewis (GA)  
Brown-Waite, Fortenberry Lipinski  
Ginny Foster LoBiondo  
Butterfield Frank (MA) Loeb sack  
Campbell (CA) Giffords Lofgren, Zoe  
Capito Gilchrest Lowey  
Capps Gillibrand Lungren, Daniel  
Capuano Gohmert E.  
Cardoza Gonzalez Mahoney (FL)  
Carnahan Gordon Maloney (NY)  
Carney Green, Al Manzullo  
Carson Green, Gene Markey  
Castle Grijalva Matsui  
Castor Hall (NY) McCarthy (NY)  
Cazayoux Hare McCollum (MN)  
Childers Harman McCotter  
Clarke Hastings (FL) McCreery  
Clay Herseth Sandlin McDermott  
Cleverer Higgins McGovern  
Cohen Hill McHugh  
Conyers Hinchey McIntyre  
Cooper Hinojosa McNerney  
Costa Hirono McNulty  
Courtney Hodes Meeks (NY)  
Cramer Walsh (NY) Melancon  
Crowley Holt Mica  
Cuellar Honda Michaud  
Cummings Hooley Miller (NC)  
Davis (AL) Hoyer Miller, George

Mitchell  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Pomeroy  
Porter  
Price (NC)  
Ramstad  
Rangel  
Regula  
Reyes  
Richardson  
Rodriguez  
Rogers (AL)  
Roskam

Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Scalise  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shimkus  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Snyder  
Solis  
Space  
Spelier

Spratt  
Stark  
Stutt  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Towns  
Tsongas  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Welch (VT)  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Yarmuth

## NAYS—175

Aderholt  
Akin  
Alexander  
Altmire  
Bachus  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilirakis  
Bishop (UT)  
Blackburn  
Boehner  
Bonner  
Bono Mack  
Boozman  
Boren  
Boustany  
Boyd (KS)  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Cannon  
Cantor  
Kingston  
Carter  
Chabot  
Chandler  
Clyburn  
Coble  
Cole (OK)  
Conaway  
Costello  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Drake  
Dreier  
Duncan  
Ehlers  
Emanuel  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Fossella  
Fox

Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gingrey  
Goode  
Goodlatte  
Granger  
Graves  
Gutierrez  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hunter  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Kuhl (NY)  
Lamborn  
Latham  
LaTourette  
Latta  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Mack  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McHenry  
McKeon  
McMorris  
Rodgers  
Meek (FL)  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mollohan  
Moran (KS)  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (MN)  
Petri  
Pitts  
Platts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Rahall  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Royce  
Ryan (WI)  
Sali  
Schakowsky  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Smith (WA)  
Souder  
Stearns  
Stupak  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Watson  
Weldon (FL)  
Westmoreland  
Whitfield (KY)  
Wilson (SC)  
Wittman (VA)  
Young (AK)  
Young (FL)

## NOT VOTING—15

Blunt  
Cubin  
Doolittle  
Jefferson  
Kaptur

Lynch  
Murphy, Tim  
Peterson (PA)  
Pickering  
Pryce (OH)

Tierney  
Walsh (NY)  
Weiner  
Weller  
Wexler

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1655

Messrs. KIRK, COSTELLO, and CHANDLER changed their vote from “yea” to “nay.”

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

The result of the vote was announced as above recorded.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6 of rule XX.

Record votes on postponed questions will be taken tomorrow.

## SMALL BUSINESS FINANCING IMPROVEMENTS ACT OF 2008

Ms. VELÁZQUEZ. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 7175) to amend the Small Business Act to improve the section 7(a) lending program, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 7175

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

## SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Small Business Financing Improvements Act of 2008”.

(b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.

## TITLE I—7(A) LOAN PROGRAM

Sec. 101. Loan pooling.

Sec. 102. Alternative size standard.

## TITLE II—504 CDC PROGRAM

Sec. 201. Definitions.

Sec. 202. Eligibility of development companies to be designated as certified development companies.

Sec. 203. Definition of rural areas.

Sec. 204. Businesses in low-income areas.

Sec. 205. Combinations of certain goals.

Sec. 206. Refinancing.

Sec. 207. Additional equity injections.

Sec. 208. Loan liquidations.

Sec. 209. Closing costs.

Sec. 210. Uniform leasing policy.

## TITLE III—SMALL BUSINESS INVESTMENT COMPANY PROGRAM

Sec. 301. Simplified maximum leverage limits.

Sec. 302. Simplified aggregate investment limitations.

## TITLE I—7(A) LOAN PROGRAM

## SEC. 101. LOAN POOLING.

Section 5(g)(1) of the Small Business Act (15 U.S.C. 634(g)(1)) is amended—

(1) by inserting “(A)” before “The Administration”;

(2) by striking the colon and all that follows and inserting a period; and

(3) by adding at the end the following:

“(B) A trust certificate issued under subparagraph (A) shall be based on, and backed by, a trust or pool approved by the Administrator and composed solely of the guaranteed portion of such loans.

“(C) The interest rate on a trust certificate issued under subparagraph (A) shall be either—

“(i) the lowest interest rate on any individual loan in the pool; or

“(ii) the weighted average interest rate of all loans in the pool, subject to such limited variations in loan characteristics as the Administrator determines appropriate to enhance marketability of the pool certificates.”.

## SEC. 102. ALTERNATIVE SIZE STANDARD.

Section 3(a) of the Small Business Act (15 U.S.C. 632(a)) is amended by adding at the end the following:

“(5) OPTIONAL SIZE STANDARD.—

“(A) IN GENERAL.—The Administrator shall establish an optional size standard for business loan applicants under section 7(a) and development company loan applicants under title V of the Small Business Investment Act of 1958, which uses maximum tangible net worth and average net income as an alternative to the use of industry standards.

“(B) INTERIM RULE.—Until the date on which the optional size standards established under subparagraph (A) are in effect, the alternative size standard in section 121.301(b) of title 13, Code of Federal Regulations, or any successor thereto, may be used by business loan applicants under section 7(a) and development company loan applicants under title V of the Small Business Investment Act of 1958.”.

## TITLE II—504 CDC PROGRAM

## SEC. 201. DEFINITIONS.

Section 103(6) of the Small Business Investment Act of 1958 (15 U.S.C. 662(6)) is amended to read as follows:

“(6) the term ‘development company’ means an entity incorporated under State law with the authority to promote and assist the growth and development of small-business concerns in the areas in which it is authorized to operate by the Administration, and the term ‘certified development company’ means a development company which the Administration has determined meets the criteria of section 506;”.

## SEC. 202. ELIGIBILITY OF DEVELOPMENT COMPANIES TO BE DESIGNATED AS CERTIFIED DEVELOPMENT COMPANIES.

Section 506 of the Small Business Investment Act of 1958 (15 U.S.C. 697c) is amended to read as follows:

## “SEC. 506. CERTIFIED DEVELOPMENT COMPANIES.

“(a) AUTHORITY TO ISSUE DEBENTURES.—A development company may issue debentures pursuant to this Act if the Administration certifies that the company meets the following criteria:

“(1) SIZE.—The development company is required to be a small concern with fewer than 500 employees and not under the control of any entity which does not meet the Administration’s size standards as a small business, except that any development company which was certified by the Administration prior to December 31, 2005 may continue to issue debentures.

“(2) PURPOSE.—The primary purpose of the development company is to benefit the community by fostering economic development to create and preserve jobs and stimulate private investment.

“(3) PRIMARY FUNCTION.—The primary function of the development company is to accomplish its purpose by providing long term financing to small businesses by the utilization of the Certified Development