

AMENDMENTS ADOPTED TO THE
FINANCIAL SERVICES APPROPRIATIONS BILL
FOR FY 2014

Full Committee Markup
House Appropriations Committee
Wednesday, July 17, 2013

#1

Crenshaw
A D O I F O V U

House Appropriations Committee

Fiscal Year 2014 Financial Services and General Government Appropriations Bill

Full Committee Mark Up

Managers' Amendment offered by Mr. Crenshaw

In the Bill:

On page 6 line 15 strike "\$360,165,000" and insert "\$359,465,000".

On page 8 line 12 strike beginning after "(1)" through "Public Law 103-325".

On page 80 line 2 strike "for office space".

On page 82 line 9 strike "\$500,000" and insert "\$1,200,000".

On page 90 line 8 strike "\$417,000,000" and insert "\$415,882,000".

On page 106 after line 21 insert: "(6) Payments authorized under subsections (a) and (e) of 3 U.S.C. 102 note."

On page 111 line 15 after "of the fund." Insert the following:

"SEC. 634. The Secretary of the Treasury and the Administrator of the General Services Administration shall submit to the Committees on Appropriations of the House of Representatives and the Senate, at the time that the President's budget proposal for fiscal year 2015 is submitted pursuant to section 1105(a) of title 31, United States Code, a comprehensive report compiled in conjunction with the Government Accountability Office that details updated missions, goals, strategies, and priorities, and performance metrics that are measurable, repeatable, and directly linked to requests for funding."

In the Report:

On page 8 before "Improper Payments" insert the following:

"Automated Clearing House Fraud and Theft -- The Committee encourages Treasury to work with bank regulators to examine instances of electronic fraud and theft from hacking into the online banking accounts of commercial account holders in order to develop a set of best practices for regulated entities to notify commercial customers when their accounts have been compromised.

Committee on Foreign Investment in the United States.-- The Committee is concerned about the ramifications of the Shuanghui International Holdings Ltd. potential

acquisition of Smithfield Foods. The Committee believes that technology transfer, food safety, and food security issues are concerns that should be considered in any Committee on Foreign Investment in the United States (CFIUS) review of the acquisition. The Committee expects the Secretary of the Treasury, in conjunction with other relevant Federal agency heads, to consider the impact the acquisition will have on the short- and long-term ability of the United States to protect intellectual property rights, as well as the safety and security of the U.S. food supply system during the CFIUS review of the Shuanghui International Holdings Ltd. proposed acquisition of Smithfield Foods and to provide a detailed briefing to Congress about its findings.

On page 13 strike "\$360,165,000" each place it appears referencing the recommendation and insert "\$359,465,000". Adjust the funding comparisons accordingly.

On page 15 strike the last sentence that begins with "No" and continues on page 16.

On page 26 before the last paragraph insert the following:

"The Committee remains concerned that the lack of permanent staffing for the Office of the IPEC will make the office less effective in fulfilling its important statutory mission. From within the funds provided, the Committee expects OMB to ensure the long term effectiveness of the Office of the IPEC through hiring of permanent senior staff. OMB is directed to report to the Committee within 120 days of enactment of this Act on the current budget for the Office of the IPEC, including the number of permanent full-time equivalents."

On page 28 after the 2nd paragraph under COMMITTEE RECOMMENDATION insert the following:

"The Committee directs the Office of National Drug Control Policy to develop a biennial Caribbean Border Counternarcotics Strategy, on terms equivalent to the existing Southwest Border Counternarcotics Strategy and the Northern Border Counternarcotics Strategy. This strategy shall be publicly available within 90 days of the date of enactment of this Act."

On page 45 before the heading Election Assistance Commission insert the following:

"The Committee supports the cooperative efforts of the CPSC and window coverings industry to educate consumers on window covering safety. The Committee encourages CPSC to continue to partner with the Window Covering Safety Council (WCSC) or industry in the national consumer education safety campaign."

On page 56, strike the paragraph titled "*GSA contracting issues*" and insert the following:

"GSA contracting issues. -- The Committee appreciates the Federal Acquisition Regulations (FAR) Council publication of a list of untimely contractors pursuant to section 1334 of the Small Business Jobs Act of 2010. While this publication is a step in the right direction, the Committee remains concerned about untimely payments between prime contractors and subcontractors. Small businesses are often subcontractors and late payments from prime contractors create serious cash flow management problems for these small businesses. The Committee expects contracting officers for members of the FAR Council, to consider the unjustified failure by a prime contractor to make a full or timely payment to a subcontractor in evaluating the performance of the prime contractor. Additionally, the Committee strongly encourages GSA to make publically available the list of untimely contractors through the Federal Awardee Performance and Integrity Information System as specified in section 1334 of the Small Business Jobs Act of 2010."

On page 62 and 63 strike "\$500,000" each place it appears and insert "\$1,200,000". Adjust the funding comparisons accordingly.

On page 69 strike the paragraph titled "Disclosures" and insert the following:

"Disclosures. -- Corporate disclosures are at the core of investor protection but, to be effective, disclosures must be timely, accurate, and understandable to both retail and institutional investors. Corporate disclosures should also be provided to investors in an easily accessible format. Voluminous, overly-complex, legalistic and immaterial corporate disclosures both increase investor confusion and discourage shareholder participation in important corporate governance matters. Recent SEC actions to improve investor access to corporate disclosures, including the new eXtensible business reporting language (XBRL) electronic data filing requirements, have so far been met with limited success. The committee requests a report from the SEC within 90 days of this Act on (i) the SEC's efforts to update the Federal securities laws to ensure that investors are receiving timely, accurate, and meaningful corporate disclosures in an understandable and accessible format; (ii) the effects of unnecessary and burdensome corporate disclosure obligations on public companies; (iii) the SEC's efforts to appropriately scale disclosure requirements under the Federal securities laws for smaller public companies, which generally have fewer resources to devote toward costly compliance functions; and (iv) the SEC's efforts to permit public companies to issue a simplified or one-page summary of their quarterly and annual filings to enhance the retail investor's understanding of material information that is important to an investment decision."

On page 70 under Small Business Administration, Salaries and Expenses strike "\$417,000,000" each place it appears and insert "\$415,882,000". Adjust the funding comparisons accordingly.

On page 78, at the end of Section 626 insert the following: "In addition, language is included for certain retirement, healthcare and survivor benefits required by 3 U.S.C. 102 note."

On page 79, after Section 633 insert the following:

“Section 634. The bill includes a provision directing the Secretary of the Treasury and the Administrator of the General Services Administration, working with the Government Accountability Office, to provide a comprehensive report that provides updated performance metrics that are measurable, repeatable, and directly linked to requests for funding. Performance measures in future budget justifications should clearly demonstrate the extent to which prior year investments in programs, projects and activities can be tied to progress toward achieving priority goals and include estimates for how proposed investments will contribute to additional progress. In particular, performance measures should measure outcome (results and impact), output (volume), and efficiency.”.

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YODER
#1
28-16
AG 284010

**AMENDMENT TO FINANCIAL SERVICES
AND GENERAL GOVERNMENT APPROPRIATIONS**

BILL, 2014

OFFERED BY MR. YODER

At the end of the bill, before the short title, insert
the following:

- 1 SEC. _____. None of the funds made available by this
- 2 Act shall be used by the Securities and Exchange Commis-
- 3 sion to finalize, issue, or implement any rule, regulation,
- 4 or order regarding the disclosure of political contributions,
- 5 contributions to tax exempt organizations, or dues paid
- 6 to trade associations.



#4

Price
Agreed to
VV

**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MR. PRICE OF NORTH CAROLINA**

Page 2, line 13, reduce the dollar amount by
\$3,000,000.

Page 82, after line 4, insert the following:

- 1 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS
- 2 COMMISSION GRANTS PROGRAM
- 3 For necessary expenses for allocations and grants for
- 4 historical publications and records as authorized by 44
- 5 U.S.C. 2504, \$3,000,000, to remain available until ex-
- 6 pended.



HS

Serrano #3
AG 11/10/13
VV
By UC
REUD to,
AG 11/10/13
By VV

**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MR. SERRANO OF NEW YORK**

Page 10, line 14, increase the dollar amount by \$200,000.

Page 10, line 14, after the dollar amount, insert "of which \$200,000 shall be for intensive training of employees in the Exempt Organizations Unit and".

Page 83, line 19, reduce the dollar amount by \$200,000.



47

LATHAM
AGREED
JU

Report Language Amendment by Mr. Latham of Iowa

At the appropriate place in the Report, insert the following language:

"The Committee has serious concerns about recent reports that the Consumer Financial Protection Bureau (CFPB) is building large databases to hold personal financial information, including individual credit card, mortgage, car and other payments histories, and that such information is being stored by private contractors. The Committee notes that the law that established the CFPB, Public Law 111-203, expressly prohibits the gathering of "personally identifiable" financial information for market monitoring purposes.

The Committee believes that the scope of this data gathering is growing, and that necessary congressional oversight is warranted. Accordingly, the Committee directs the Government Accountability Office to investigate the CFPB personal financial information gathering initiative to ascertain its purpose, scope and use, the legal authority (both statutory and regulatory) under which such information is being collected and the safeguards against disclosure and other uses that are in-place. The Committee expects the GAO to provide its findings to the House and Senate Committees on Appropriations, and report back those findings within 180 days from the date of enactment of this Act, or applicable funding legislation for Fiscal Year 2014."

#9

Yoder #2
AG needed
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**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MR. YODER OF KANSAS**

At the end of the bill (before the spending reduction account), insert the following:

1 SEC. ____ . None of the funds made available in this
2 Act may be used by a Federal or State governmental enti-
3 ty to require the disclosure by a provider of electronic com-
4 munication service or remote computing service of the con-
5 tents of a wire or electronic communication that is in ~~the~~
6 ~~the~~ storage with the provider (as such terms are defined
7 in sections 2510 and 2711 of title 18, United States Code)
8 unless the governmental entity obtains a warrant issued
9 using the procedures described in the Federal Rules of
10 Criminal Procedure by a court of competent jurisdiction
11 directing the disclosure.

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H 10

Lee
Amendment
JJ

**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MS. LEE OF CALIFORNIA**

After section 816, insert the following new section:

- 1 SEC. 817. It is the sense of the Congress that the
- 2 Congress should not pass any legislation that authorizes
- 3 spending cuts that would increase poverty in the United
- 4 States.



KINGSTON # 2

AGREED TO
28-18

**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MR. KINGSTON OF GEORGIA**

At the end of title VII , insert the following:

1 SEC. 738. (a) None of the funds made available by
2 this Act may be used to pay more than 75 percent of the
3 salary of any senior Internal Revenue Service official dur-
4 ing the period beginning on July 1, 2014, and ending on
5 September 30, 2014, unless as of July 1, 2014, the Treas-
6 ury Inspector General for Tax Administration certifies
7 that the recommendations contained in audit report 2013-
8 10-053 (Inappropriate Criteria Were Used to Identify
9 Tax-Exempt Applications for Review) have been imple-
10 mented by the Internal Revenue Service.

11 (b) For the purposes of this section, the term "senior
12 Internal Revenue Service official" means the Commis-
13 sioner of Internal Revenue and any Deputy Commissioner
14 of Internal Revenue.



**AMENDMENT TO FINANCIAL SERVICES
APPROPRIATIONS BILL
OFFERED BY MR. YODER OF KANSAS**

YODER
#3
AGREED
VJ

At the end of the bill (before the spending reduction account), insert the following:

1 SEC. _____. (a) None of the funds made available in
2 this Act may be used by the Internal Revenue Service to
3 target groups for regulatory scrutiny based on their ideo-
4 logical beliefs.
5 (b) None of the funds made available in this Act may
6 be used by the Internal Revenue Service to issue any regu-
7 lation, revenue ruling, or interpretative guidance relating
8 to the "primary purpose" standard which is used to deter-
9 mine whether an organization is operated exclusively for
10 the promotion of social welfare by the Department of the
11 Treasury (including the Internal Revenue Service) for pur-
12 poses of determining the organization's tax exempt status
13 under section 501(c)(4) of the Internal Revenue Code of
14 1986. The standards and definitions relating to such pri-
15 mary purpose standard as in effect on January 1, 2010,
16 shall apply for purposes of determining the status of orga-
17 nizations under section 501(c)(4) of the Internal Revenue
18 Code of 1986 after the date of the enactment of this Act.

1 This subsection shall apply to any organization claiming
2 tax exempt status under section 501(c)(4) of the Internal
3 Revenue Code of 1986 which was created on, before, or
4 after the date of the enactment of this Act and before the
5 effective date of any law hereafter enacted to modify such
6 primary purpose standard.

