AMENDMENTS ADOPTED TO THE

FINANCIAL SERVICES APPROPRIATIONS BILL

FOR FY 2017

Full Committee Markup
House Appropriations Committee
June 9, 2016

#1

Crenshaw

agreed to V

House Appropriations Committee

Fiscal Year 2017 Financial Services and General Government Appropriations Bill

Full Committee Mark Up

Managers' Amendment offered by Mr. Crenshaw

In the Bill:

Page 109, line 6: strike "and".

Page 109, line 7: strike lines 7-12 and replace with:

> "(5) complies with all Office of Management and Budget, Department of Homeland Security and National Institute of Standards and Technology requirements related to securing the agency's information system as described in 44 U.S.C. 3554; and
>
> (6) is reviewed and commented upon by the Inspector General of the Office of Personnel Management, and such comments are submitted to the Director of the Office of Personnel Management before the date of such submission:".

In the Report:

On page 2, in the second paragraph: strike "21,704,000,000" and replace with "21,735,000,000".

On page 9, in the second paragraph: after the word "(Basel)" insert: "including liquidity coverage ratio and the Advanced Approaches Risk-Based Capital Framework,".

On page 9, in the second paragraph after the word "organizations": insert "also known as Globally Systemically Important Banks (G-SIBs),".

On page 11, after first paragraph: insert "*Multiemployer Pension Plans.*-The Committee is concerned by possible federal budget implications of current means to address the insolvency of multiemployer pension plans.

Hardest Hit.--The Hardest Hit Fund provides significant resources to States that were hardest hit by the economic crisis for 2008 and targets critical resources toward programs that help Americans avoid foreclosure and stabilize housing markets. Using the Hardest Hit Fund to maintain vacant and abandoned properties and to demolish commercial structures would also be beneficial. The Committee does not recommend that additional funding for the Hardest Hit Fund be provided through this Act.".

On page 22 after *"Foreign Account Tax Compliance Act.—"* strike "Not less than 60" and replace with "No later than 180".

On page 22 after "foreign insurance brokers." insert "No later than 180 days after enactment of this Act, the Committee directs the Government Accountability Office to determine the impacts of FATCA on United States citizens living abroad and make recommendations on FATCA implementation.".

On page 33, after the last paragraph insert: "*Human Trafficking.*—The Committee directs OMB to ensure agencies fully comply with the Executive Order 13627."

On page 46, strike the last paragraph and insert the same language after the last paragraph on page 45.

On page 62, in the fifth paragraph: strike the sentence after *"Contact Lenses.—"* and replace with "The Committee is aware of the FTC's ongoing review of its contact lens rule and urges the agency to make modifications to the rule that prioritize patient safety and strengthen enforcement mechanisms."

On page 68, before the *Information Technology Supply Chain Report* paragraph: insert "The Committee notes that proper thermal insulation is a cost-effective and energy efficient technology."

On page 73, after the second paragraph: insert "*Records Management.*—The Committee encourages NARA to leverage private sector records management capabilities, where private vendors have invested their own capital to develop facilities that are compliant with NARA's stringent building standards. The Committee encourages NARA to identify NARA records management storage facilities that can be cost effectively managed by private records management companies, especially those housing temporary Federal records."

On page 76, in the paragraph titled *Recruitment*, strike "explore and implement hiring process enhancements to reduce" and replace with "explore and implement hiring policies to reduce barriers to Federal employment, such as those faced by the re-entry population, and to reduce"

On Page 77, after the CyberCorps paragraph, insert:
"*Domestic Violence, Sexual Assault, and Stalking.*—The Committee directs the Office of Personnel Management to create a report no later than 180 days of enactment of this Act detailing the impact of the February 2013 Guidance for Agency-specific Domestic Violence, Sexual Assault, and Stalking on Federal agency employee leave policies. The Committee directs the Office of Personnel Management to publish, at minimum, the following information: (1) a comprehensive summary of agency leave policies in a 12-month period for domestic violence,

sexual assault, and stalking survivors; (2) a comprehensive summary of agency safety precaution policies for domestic violence, sexual assault, and stalking survivors; and (3) a list of agencies that have not yet submitted final policies adhering to the 2013 Office of Personnel Management guidance or are not engaged in active implementation efforts."

On page 87, strike the heading "(Including Transfer of Funds)", and replace with "(Including Transfer and Rescission of Funds)".

#3

Fleischmann

31-12 agreed to

AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY M__. _____

At the end of title VI, insert the following:

1 SEC. 6____. None of the funds made available in this
2 Act or transferred pursuant to section 1017 of Public Law
3 111-203 may be used to take any action on the basis of
4 an individual being a mortgage originator as defined in
5 section 103(cc) of the Truth in Lending Act (15 U.S.C.
6 1602(cc)) against any individual who is a retailer of manu-
7 factured homes or its employees, unless such retailer or
8 its employees receive compensation or gain for engaging
9 in activities described in paragraph (1)(A) of such section
10 103(cc) that is in excess of any compensation or gain re-
11 ceived in a comparable cash transaction.
12 SEC. 6____. None of the funds made available in this
13 Act or transferred pursuant to section 1017 of Public Law
14 111-203 may be used to enforce the provisions of section
15 129 of the Truth in Lending Act (15 U.S.C. 1639) for
16 any transaction that is less than $75,000 and is secured
17 by a dwelling that is personal property or is a transaction
18 that does not include the purchase of real property on
19 which a dwelling is to be placed if—

1 (1) the annual percentage rate at consumma-
2 tion of the transaction, as determined under section
3 103(bb) of the Truth in Lending Act (15 U.S.C.
4 1602(bb)) does not exceed 10 percentage points; and
5 (2) the total points and fees payable in connec-
6 tion with the transaction, as determined under such
7 section 103(bb), do not exceed the greater of 5 per-
8 cent or $3,000.

Wasserman Schultz
agreed to W

AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY MS. WASSERMAN SCHULTZ OF FLORIDA

Page 85, line 5, increase the first dollar amount by $1,300,000.

Page 85, line 8, strike the period and insert the following (and adjust the report accordingly): ", and of which $1,300,000 shall remain available until expended to carry out the program, including administrative costs, required by section 1405 of the Virginia Graeme Baker Pool and Spa Safety Act (Public Law 110–140; 15 U.S.C. 8004).".

Page 98, line 23, reduce each dollar amount by $1,300,000.

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Culberson
Agreed to
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AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY MR. CULBERSON OF TEXAS

Insert at the appropriate place in title I the following (and adjust the report accordingly):

SEC. ____. None of the funds made available by this Act may be used by the Internal Revenue Service to make a determination that a church, an integrated auxiliary of a church, or a convention or association of churches is not exempt from taxation for participating in, or intervening in, any political campaign on behalf of (or in opposition to) any candidate for public office unless—

(1) the Commissioner of Internal Revenue consents to such determination;

(2) not later than 30 days after such determination, the Commissioner notifies the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate of such determination; and

(3) such determination is effective with respect to the church, integrated auxiliary of a church, or convention or association of churches not earlier

1 than 90 days after the date of the notification under

2 paragraph (2).

3 Consent under paragraph (1) may not be delegated.

PALAZZO

30-118 agreed

AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY MR. PALAZZO OF MISSISSIPPI AND MR. CUELLAR OF TEXAS

At the end of title VI, insert the following:

1 SEC. ____ None of the funds made available by this
2 Act, any other Act, or transferred to the Bureau of Con-
3 sumer Financial Protection pursuant to section 1017 of
4 the Consumer Financial Protection Act of 2010 may be
5 used to issue or enforce any rule or regulation with respect
6 to payday loans (as described under section 1024(a)(1)(E)
7 of such Act), vehicle title loans, or other similar loans dur-
8 ing fiscal year 2017 and the Bureau may not issue or en-
9 force any such rule or regulation after fiscal year 2017
10 until such time as the Bureau has submitted to Congress
11 a detailed report, after providing for a public comment pe-
12 riod of not less than 90 days, that (1) analyzes the impact
13 of any such rule or regulation on consumer access to cred-
14 it, including an analysis of the rule or regulation's impact
15 on populations that have traditionally had limited access
16 to credit; and (2) identifies existing alternative credit
17 products that are immediately available to existing users
18 of payday loans, vehicle title loans, or other similar loans

1 at the same credit risk profiles and at sufficient levels to
2 fully replace any anticipated potential reduction in current
3 sources of short-term, small-dollar credit as a result of the
4 rule or regulation.

At the appropriate place in the Committee report, insert the following: "Pursuant to its mandate in section 1021 of the Dodd-Frank Wall Street Reform and Consumer Protection Act, the Bureau shall 'enforce Federal consumer financial law consistently for the purpose of ensuring that all consumers have access to markets for consumer financial products and services'. The Committee believes the Bureau is statutorily prohibited from taking any action that would in any way restrict consumer access to credit.".

KAPTUR 1

KAPTUR AGREED V.V

AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY MS. KAPTUR OF OHIO

In the "United States Postal Service—Payment to the Postal Service Fund" account, insert before the period at the end the following: ": *Provided further*, That the Postal Service shall maintain and comply with service standards for First Class Mail and periodicals effective on July 1, 2012".

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#11

Scott Rigell
agreed to
29-19

AMENDMENT TO FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS

OFFERED BY MR. RIGELL

At the end of title VI, insert the following (and adjust the committee report accordingly):

1 SEC. ____. (a) None of the funds made available by
2 this Act shall be used to implement, promulgate, finalize
3 or enforce Executive Order 13673, issued July 31, 2014,
4 or to develop any regulation or guidance related thereto,
5 until—

6 (1) a study is conducted by the Comptroller
7 General analyzing the impacts of such order on af-
8 fected Federal agencies' missions, impacts on the in-
9 dustrial base, and including a cost benefit analysis
10 of implementation of the such order versus potential
11 alternatives; and

12 (2) the Secretary of Labor has reviewed the re-
13 port of the study conducted pursuant to paragraph
14 (1) and certified that the benefits of the order out-
15 weigh any associated costs and will not impede agen-
16 cy missions.

17 (b) The study to be conducted by the Comptroller
18 General shall be publicly available and shall be submitted

1 to the Committees on Appropriations of the House of Rep-
2 resentatives and Senate. The elements of the study shall
3 include an assessment of—
4 (1) the estimated costs to each federal agency or de-
5 partment to implement the executive order, including the
6 costs of designating labor compliance advisors and any
7 other associated positions or resources needed to support
8 the functions of the labor compliance advisors;
9 (2) the effects of the executive order on the industrial
10 base (including the defense industrial base) and including
11 input from both the Federal agencies (including the De-
12 partment of Defense) and affected members of the indus-
13 trial base; , including how the order would affect the abil-
14 ity of mission critical contractors to continue to provide
15 goods and services to the Federal Government;
16 (3) any private sector capabilities that the agency or
17 department would risk losing access to if the executive
18 order were implemented as defined in the FAR proposed
19 rule (FAR Case 2014–025; Docket No. 2014– 0025) and
20 any related final rule;
21 (4) costs to prime contractors and subcontractors as-
22 sociated with complying with the proposed rule or any re-
23 lated final rule, including the costs of having to create new
24 information systems or processes to obtain and manage
25 the data required by the executive order;

1 (5) the effect of the executive order on Federal acqui-
2 sition competition and the ability to encourage non-tradi-
3 tional contractors to compete in the federal market;
4 (6) the effect of the executive order on the ability of
5 the Federal government to meet statutory small business
6 prime contracting and subcontracting goals, including
7 such goals for minority-owned, women-owned, and service-
8 disabled veteran-owned small businesses;
9 (7) the total number of violations (as defined in the
10 proposed Department of Labor guidance) and the number
11 of such violations where a challenge was still pending that
12 would trigger disclosure by potential bidders to a govern-
13 ment solicitation;
14 (8) any delays to the procurement process that will
15 result from the implementation of the executive order;
16 (9) alternative approaches to effect the goal of the
17 executive order, including potential improvements to gov-
18 ernment information systems, that could provide greater
19 transparency into labor law compliance without shifting
20 the reporting burden to industry; and
21 (10) such other matters as the Comptroller General
22 determines relevant.

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Harris

agreed 30-17

AMENDMENT TO FINANCIAL SERVICES APPROPRIATIONS BILL

OFFERED BY MR. HARRIS OF MARYLAND

At the end of title VI, insert the following (and adjust the report accordingly):

1 SEC. ____. (1) None of the funds appropriated by
2 this Act shall be available to pay for an abortion or the
3 administrative expenses in connection with a multi-State
4 qualified health plan offered under a contract under sec-
5 tion 1334 of the Patient Protection and Affordable Care
6 Act (42 U.S.C. 18054) which provides any benefits or cov-
7 erage for abortions.
8 (2) The provision of paragraph (1) shall not apply
9 where the life of the mother would be endangered if the
10 fetus were carried to term, or the pregnancy is the result
11 of an act of rape or incest.