

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3633
OFFERED BY MR. CASTEN OF ILLINOIS**

In section 105, add at the end the following:

1 (g) QUORUM FOR THE RULEMAKING PROCESS.—The
2 Securities and Exchange Commission and the Commodity
3 Futures Trading Commission may not jointly issue or fi-
4 nalize rulemakings under this section unless the following
5 conditions are met:

6 (1) The Securities and Exchange Commission is
7 composed of at least three commissioners.

8 (2) The Commodity Futures Trading Commis-
9 sion is composed of at least three commissioners.

10 (3) At least one commissioner of the Securities
11 and Exchange Commission and at least one commis-
12 sioner of the Commodity Futures Trading Commis-
13 sion—

14 (A) is affiliated with a political party other
15 than that of the President of the United States;
16 and

17 (B) was appointed following consideration
18 of a formal recommendation by the leader of

1 the Senate caucus that is not affiliated with the
2 political party of the President.



