

|               |               |             |
|---------------|---------------|-------------|
| Kyl           | Oxley         | Shaw        |
| Lagomarsino   | Packard       | Shays       |
| Leach         | Panetta       | Skeen       |
| Lewis (CA)    | Parker        | Smith (OR)  |
| Lewis (FL)    | Paxon         | Smith (TX)  |
| Lightfoot     | Penny         | Stark       |
| Livingston    | Petri         | Stearns     |
| Lloyd         | Pickle        | Stenholm    |
| Marlenee      | Porter        | Stump       |
| McCollum      | Quillen       | Taylor (NC) |
| McHugh        | Ramstad       | Thomas (CA) |
| McMillan (NC) | Ravenel       | Thomas (WY) |
| Miller (CA)   | Rhodes        | Vander Jagt |
| Miller (WA)   | Riggs         | Vucanovich  |
| Molinari      | Roberts       | Weber       |
| Montgomery    | Rohrabacher   | Wyden       |
| Moorhead      | Roth          | Young (AK)  |
| Morella       | Schaefer      | Zeliff      |
| Nichols       | Schiff        | Zimmer      |
| Nussle        | Schumer       |             |
| Orton         | Sensenbrenner |             |

## NOT VOTING—49

|               |              |            |
|---------------|--------------|------------|
| Ackerman      | Early        | Morrison   |
| Alexander     | Eckart       | Mrazek     |
| Atkins        | Edwards (OK) | Myers      |
| Bacchus       | Ford (TN)    | Oakar      |
| Boxer         | Gaydos       | Owens (UT) |
| Broomfield    | Guarini      | Pelosi     |
| Brown         | Hatcher      | Scheuer    |
| Bruce         | Hefley       | Schroeder  |
| Byron         | Huckaby      | Schulze    |
| Campbell (CO) | Hyde         | Smith (IA) |
| Chapman       | Jacobs       | Solarz     |
| Clement       | Lehman (FL)  | Stokes     |
| Collins (MI)  | Levine (CA)  | Towns      |
| Conyers       | Lowery (CA)  | Traxler    |
| Dickinson     | Mavroules    | Yatron     |
| Donnelly      | McCreary     |            |
| Dwyer         | Michel       |            |

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶94.11 MOTION TO INSTRUCT  
CONFEREES—S. 12

Mr. LENT submitted the motion that the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the House amendments to the bill of the Senate (S. 12) to amend title VI of the Communications Act of 1934 to ensure carriage on cable television of local news and other programming and to restore the right of local regulatory authorities to regulate cable television rates, and for other purposes, be instructed to maintain the protections and remedies provided in section 20 of the House amendment against theft of cable service.

After debate,

On motion of Mr. LENT, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER announced that the yeas had it.

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

## ¶94.12 APPOINTMENT OF CONFEREES—S. 12

The SPEAKER announced the appointment of the following Members as managers on the part of the House at the conference with the Senate on the

disagreeing votes of the two Houses on the House amendments to S. 12: Messrs. DINGELL, MARKEY, TAUZIN, ECKART, MANTON, HALL of Texas, HARRIS, LENT, RINALDO, BILIRAKIS, and FIELDS, provided that Mr. RITTER is appointed in place of Mr. FIELDS for consideration of so much of section 16 of the Senate bill as would add a new section 614(g) to the Communications Act of 1934 and so much of section 5 of the House amendment as would add a new section 614(f) to the Communications Act of 1934.

By unanimous consent, the Speaker reserved the authority to make supplemental appointments of conferees, including the naming of additional conferees from the Committee on the Judiciary.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶94.13 RECOMMITAL OF H.R. 5231

On motion of Mr. VALENTINE, by unanimous consent, the bill (H.R. 5231) to amend the Stevenson-Wylder Technology Innovation Act of 1980 to enhance manufacturing technology development and transfer, to authorize appropriations for the Technology Administration of the Department of Commerce, including the National Institute of Standards and Technology, and for other purposes, having been reported on July 22, 1992, from the Committee on Science, Space, and Technology, was recommitted to said committee.

¶94.14 SMALL BUSINESS EQUITY  
ENHANCEMENT

The SPEAKER pro tempore, Mr. DE LA GARZA, pursuant to House Resolution 531 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5191) to encourage private concerns to provide equity capital to small business concerns, and for other purposes.

The SPEAKER pro tempore, Mr. DE LA GARZA, by unanimous consent, designated Mr. OBEY as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. MAZZOLI, assumed the Chair.

When Mr. OBEY, Chairman, pursuant to House Resolution 531, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Small Business Equity Enhancement Act of 1992".

**SEC. 2. LEVERAGE (MATCHING FUNDS) FORMULA.**  
(a) NEW FORMULA.—Section 303 of the Small Business Investment Act of 1958 (15 U.S.C. 683) is amended—

(1) by inserting after the word "debentures" in the first and sixth sentences of sub-

section (b) the following: "or participating securities";

(2) by striking paragraphs (1) through (3) of subsection (b) and inserting in lieu thereof the following:

"(1) The total amount of debentures and participating securities that may be guaranteed by the Administration and outstanding from a company licensed under section 301(c) of this Act shall not exceed 300 per centum of the private capital of such company: *Provided*, That nothing in this paragraph shall require any such company that on March 31, 1993, has outstanding debentures in excess of 300 per centum of its private capital to prepay such excess: *And provided further*, That any such company may apply for an additional debenture guarantee or participating security guarantee with the proceeds to be used solely to pay the amount due on such maturing debenture, but the maturity of the new debenture or security shall be not later than September 30, 2002.

"(2) After March 31, 1993, the maximum amount of outstanding leverage made available to a company licensed under section 301(c) of this Act shall be determined by the amount of such company's private capital—

"(A) if the company has private capital of not more than \$15,000,000, the total amount of leverage shall not exceed 300 per centum of private capital;

"(B) if the company has private capital of more than \$15,000,000 but not more than \$30,000,000, the total amount of leverage shall not exceed \$45,000,000 plus 200 per centum of the amount of private capital over \$15,000,000; and

"(C) if the company has private capital of more than \$30,000,000, the total amount of leverage shall not exceed \$75,000,000 plus 100 per centum of the amount of private capital over \$30,000,000 but not to exceed an additional \$15,000,000.

"(3) Subject to the foregoing dollar and percentage limits, a company licensed under section 301(c) of this Act may issue and have outstanding both guaranteed debentures and participating securities: *Provided*, That the total amount of participating securities outstanding shall not exceed 200 per centum of private capital.

"(4) In no event shall the aggregate amount of outstanding leverage of any such company or companies which are commonly controlled as determined by the Administration exceed \$90,000,000 (or such higher amount as is determined by the Administration as an inflationary adjustment pursuant to section 2(b) of the Equity Enhancement Act of 1992) unless the Administration determines on a case by case basis to permit a higher amount for companies under common control and imposes such additional terms and conditions as it determines appropriate to minimize the risk of loss to the Administration in the event of default."

(3) by inserting before the period at the end of subsection (c)(6) the following: " , except as provided in paragraph (7)"; and

(4) by adding the following at the end of subsection (c):

"(7) The Administration may guarantee debentures or may guarantee the payment of the redemption price and prioritized payments on participating securities under subsection (g) from a company operating under section 301(d) of this Act in amounts above \$35,000,000 but not to exceed the maximum amounts specified in section 303(b) subject to the following:

"(A) The interest rate on debentures and the rate of prioritized payments on participating securities shall be that specified in subsection 303(g)(2) without any reductions.

"(B) Any outstanding assistance under paragraphs (1) to (6) of this subsection shall be subtracted from such company's eligibility under section 303(b)(2)(A)."