

**AMENDMENT TO H.R. 4173
OFFERED BY MR. GARRETT OF NEW JERSEY**

[Page and line nos. refer to text of introduced bill as posted on Rules Committee website]

Page 1154, line 11, strike "In addition" and insert the following:

1 (a) IN GENERAL.— In addition".

Page 1154, line 15, strike "\$1,115,000,000" and insert "\$1,026,000,000".

Page 1154, line 16, strike "\$1,300,000,000" and insert "\$1,241,000,000".

Page 1154, line 17, strike "\$1,500,000,000" and insert "1,241,000,000 or if, if the conditions under subsection (b) have been met, such sums as necessary not to exceed \$1,386,000,000".

Page 1154, line 18, strike "\$1,750,000,000" and insert "1,241,000,000 or if, if the conditions under subsection (b) have been met, such sums as necessary not to exceed \$1,511,000,000."

Page 1154, line 19, strike "\$2,000,000,000" and insert "1,241,000,000 or if, if the conditions under subsection (b) have been met, such sums as necessary not to exceed \$1,636,000,000."

Page 1154, line 20, strike "\$2,250,000,000" and insert "1,241,000,000 or if, if the conditions under subsection (b) have been met, such sums as necessary not to exceed \$1,176,100,000".

Page 1154 after line 20, insert the following:

1. “(b) TRIGGER .-

2 (1) IN GENERAL.—The conditions of this subsection have been met when the
3 Congress receives both the report described under paragraph (2) and the report described
4 under paragraph (3).

5 (2) SECRETARY OF THE TREASURY REPORT.— During the first full fiscal year after
6 the date of enactment of the Investor Protection Act of 2009 for which the United States
7 deficit is less than \$450,000,000, the Secretary of the Treasury shall issue a report to the
8 Congress certifying that such deficit was below \$450,000,000.

9 (3) CHAIRMAN OF THE COMMISSION REPORT.—If, at any point after the date of
10 enactment, of the Investor Protection Act of 2009 —

11 (A) with respect to a full fiscal year, the number of examinations of
12 investment advisors performed by the Commission during such fiscal year is more
13 than were performed by the Commission during the 2009 fiscal year, and

14 (B) the Commission has implemented all recommendations made by the
15 Inspector General of the Commission in the report dated September 29, 2009, and
16 titled ‘Program Improvements Needed Within the SEC’s Division of
17 Enforcement’,

18 the Chairman of the Commission shall issue a report to the Congress certifying that the
19 occurrences of the actions described under subparagraphs (A) and (B) have occurred.”