

AMENDMENT TO H.R. 4173**OFFERED BY MR. MOORE OF KANSAS**

Page 31, line 24, strike “control of the Council; and” and insert “control of or used by the Council;”.

Page 32, line 5, strike the period and insert “; and” and after such line insert the following:

1 (C) the officers, directors, employees, fi-
2 nancial advisors, staff, working groups, and
3 agents and representatives of the Council (as
4 related to the agent’s or representative’s activi-
5 ties on behalf of the Council) at such reasonable
6 times as the Comptroller General may request.

Page 32, after line 12, insert the following:

7 (3) COPIES.—Comptroller General may make
8 and retain copies of such books, accounts, and other
9 records access to which is granted under this provi-
10 sion as the Comptroller General considers appro-
11 priate.

Page 732, after line 10, insert the following:

1 **SEC. 4111. OVERSIGHT BY GAO.**

2 (a) **AUTHORITY.**—The Comptroller General may
3 audit the programs, activities, receipts, expenditures, and
4 financial transactions of the Agency and of any agents and
5 representatives of the Agency as related to the agent's or
6 representative's activities on behalf of or under authority
7 of the Agency.

8 (b) **ACCESS.**—Notwithstanding any other provision of
9 law, the Comptroller General shall have access, upon re-
10 quest, to any information, data, schedules, books, ac-
11 counts, financial records, reports, files, electronic commu-
12 nications, or other papers, things, or property belonging
13 to or in use by the Agency, or any vehicles established
14 by the Agency under this Act, and to the directors, offi-
15 cers, employees, independent public accountants, financial
16 advisors, staff, working groups, and agents and represent-
17 atives of the Agency (as related to the agent's or rep-
18 resentative's activities on behalf of the Agency) or any ve-
19 hicle established by the Agency at such reasonable time
20 as the Comptroller General may request. The Comptroller
21 General may make and retain copies of such books, ac-
22 counts, and other records as the Comptroller General
23 deems appropriate.

Page 732, line 11, strike "4111" and insert "4112".

Page 1077, line 23, strike "1 year" and insert "18 months".

Page 1079, after line 24, insert the following:

1 (3) ACCESS.—
2 (A) IN GENERAL.—For purposes of con-
3 ducting the study described in paragraph (1),
4 the Comptroller General shall have access, upon
5 request and with the consent of the Securities
6 and Exchange Commission, to any information,
7 data, schedules, books, accounts, financial
8 records, reports, files, electronic communica-
9 tions, or other papers, things, or property be-
10 longing to or in use by each nationally recog-
11 nized statistical rating organization, and to the
12 officers, directors, employees, independent pub-
13 lic accountants, financial advisors, staff and
14 agents and representatives of the organization
15 (as related to the agent's or representative's ac-
16 tivities on behalf of the organization) at such
17 reasonable times as the Comptroller General
18 may request. The Comptroller General may
19 make and retain copies of books, records, ac-
20 counts, and other records as the Comptroller
21 General deems appropriate.

1 (B) CONFIDENTIALITY.—The Comptroller
2 General may not disclose reasonably designated
3 proprietary, trade secret or business confiden-
4 tial information obtained from the organization
5 except that such information shall be disclosed
6 by the Comptroller General—

7 (i) to other Federal Government de-
8 partments, agencies, and officials for offi-
9 cial use upon request;

10 (ii) to committees of Congress upon
11 request; and

12 (iii) to a court in any judicial pro-
13 ceeding under court order.

14 Nothing in this provision shall be construed to
15 limit the requirements imposed by section 1905
16 of title 18, United States Code.

Page 1186, beginning on line 8, strike “and the Se-
curities and Exchange Commission shall each” and insert
“shall”.

Page 1186, line 17, strike “and”.

Page 1186, line 20, strike the period and insert a
semicolon and after such line insert the following:

17 (3) determine how to reduce the burden of com-
18 plying with section 404(b) of the Sarbanes-Oxley Act.

1 of 2002 for companies whose market capitalization
2 is less than \$250,000,000 for the relevant reporting
3 period while maintaining investor protections for
4 such companies; and

5 (4) determine whether various methods of re-
6 ducing the compliance burden or a complete exemp-
7 tion for such companies (whose market capitalization
8 is less than \$250,000,000 for the relevant reporting
9 period) from such compliance would encourage com-
10 panies to list on exchanges in the United States in
11 their initial public offerings.

Page 1186, beginning on line 21, strike "On or be-
fore June 1, 2010" and insert "Not later than 9 months
after the date of the enactment of this subtitle".

Page 1186; beginning on line 22, strike "and the
Securities and Exchange Commission shall submit sepa-
rate reports" and insert "shall submit a report".

Page 1222, line 4, strike "and the Comptroller Gen-
eral shall jointly" and insert "shall".

Page 1222, line 15, strike "180 days" and insert "9
months".

Page 1222, beginning on line 16, strike "and the
Comptroller General".

