

**AMENDMENT TO DIVISION A OF RULES COMM.**

**PRINT 116-59**

**OFFERED BY MR. YOHO OF FLORIDA**

At the end of division A (before the short title), add  
the following:

1 **SEC. \_\_. FACILITATION OF INCREASED EQUITY INVEST-**  
2 **MENTS UNDER THE BETTER UTILIZATION OF**  
3 **INVESTMENTS LEADING TO DEVELOPMENT**  
4 **ACT OF 2018.**

5 (a) **APPLICABILITY OF FEDERAL CREDIT REFORM**  
6 **ACT OF 1990.**—Section 1421(c) of the Better Utilization  
7 of Investments Leading to Development Act of 2018 (22  
8 U.S.C. 9621(c)) is amended by adding at the end the fol-  
9 lowing:

10 “(7) **APPLICABILITY OF FEDERAL CREDIT RE-**  
11 **FORM ACT OF 1990.**—

12 “(A) **IN GENERAL.**—Subject to subpara-  
13 graphs (B) and (C), support provided under  
14 paragraph (1) with respect to a project shall be  
15 considered to be a Federal credit program that  
16 is subject to the Federal Credit Reform Act of  
17 1990 (2 U.S.C. 661 et seq.) for purposes of ap-

1           plying the requirements of such Act to such  
2           support.

3                   “(B) DETERMINATION OF COST.—

4                           “(i) IN GENERAL.—For purposes of  
5                           section 502(5) of the Federal Credit Re-  
6                           form Act of 1990 (2 U.S.C. 661a(5) et  
7                           seq.) the cost of support provided under  
8                           paragraph (1) with respect to a project  
9                           shall be the net present value, at the time  
10                          when funds are disbursed to provide the  
11                          support, of the following estimated cash  
12                          flows:

13                                   “(I) The purchase price of the  
14                                   support.

15                                   “(II) Dividends, redemptions,  
16                                   and other shareholder distributions  
17                                   during the term of the support.

18                                   “(III) Proceeds received upon a  
19                                   sale, redemption, or other liquidation  
20                                   of the support.

21                                   “(IV) Adjustments for risk of es-  
22                                   timated losses, if any.

23                                   “(ii) CHANGES IN TERMS IN-  
24                                   CLUDED.—The estimated cash flows de-  
25                                   scribed in subclauses (I) through (IV) of

1 clause (i) shall include the effects of  
2 changes in terms resulting from the exer-  
3 cise of options included in the agreement  
4 to provide the support.

5 “(C) REESTIMATE OF COST.—When the  
6 estimated cost of support provided under para-  
7 graph (1) with respect to a project made in a  
8 single fiscal year is reestimated in a subsequent  
9 year, the difference between the reestimated  
10 cost and the previous cost estimate shall be  
11 paid from the balances available in the Cor-  
12 porate Capital Account established under sec-  
13 tion 1434.”

14 (b) FUNDING FOR CORPORATE CAPITAL ACCOUNT.—  
15 Section 1434(b) of the Better Utilization of Investments  
16 Leading to Development Act of 2018 (22 U.S.C. 9634(b))  
17 is amended—

18 (1) in paragraph (5), by striking “and” at the  
19 end;

20 (2) by redesignating paragraph (6) as para-  
21 graph (7); and

22 (3) by inserting after paragraph (5) the fol-  
23 lowing:

1           “(7) receipts of reestimated costs received pur-  
2           suant to section 1421(e).”.

