

**AMENDMENT TO H.R. 3606**  
**OFFERED BY MR. MCHENRY**

At the end of the bill insert the following:

1 **SEC. 8. MARKET QUALITY INCENTIVES FOR EMERGING**  
2 **GROWTH COMPANIES.**

3 Section 11 of the Securities Exchange Act of 1934  
4 (15 U.S.C. 78k) is amended by adding at the end the fol-  
5 lowing:

6 “(e) Notwithstanding any provision of this title or  
7 any other provision of law, the Commission may not adopt  
8 or maintain any rule, regulation, or policy that bars a na-  
9 tional securities exchange from adopting and admin-  
10 istering a program under which an emerging growth com-  
11 pany (or any other company determined appropriate by  
12 the Commission) provides financial incentives through a  
13 national securities exchange to market makers that adhere  
14 to standards of market quality established by the ex-  
15 change, and a national securities association registered  
16 under section 15A may not adopt or maintain any rule,  
17 regulation, or policy that bars a market maker from par-  
18 ticipating in such a program.”.

