

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 4854  
OFFERED BY MR. MCHENRY OF NORTH CARO-  
LINA AND MS. MAXINE WATERS OF CALI-  
FORNIA**

Strike all after the enacting clause and insert the  
following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Supporting America’s  
3 Innovators Act of 2016”.

**4 SEC. 2. INVESTOR LIMITATION FOR QUALIFYING VENTURE  
5 CAPITAL FUNDS.**

6       Section 3(c)(1) of the Investment Company Act of  
7 1940 (15 U.S.C. 80a-3(c)(1)) is amended—

8           (1) by inserting after “one hundred persons”  
9       the following: “(or, with respect to a qualifying ven-  
10       ture capital fund, 250 persons)”; and

11          (2) by adding at the end the following:

12               “(C) The term ‘qualifying venture capital  
13       fund’ means any venture capital fund (as de-  
14       fined pursuant to section 203(l)(1) of the In-  
15       vestment Advisers Act of 1940 (15 U.S.C. 80b-  
16       3(l)(1)) with no more than \$10,000,000 in in-

1           vested capital, as such dollar amount is annu-  
2           ally adjusted by the Commission to reflect the  
3           change in the Consumer Price Index for All  
4           Urban Consumers published by the Bureau of  
5           Labor Statistics of the Department of Labor.”.

