

## HR 2793

Encouraging Public Offerings Act of 2023

**Congress:** 118 (2023–2025, Ended)

**Chamber:** House

**Policy Area:** Finance and Financial Sector

**Introduced:** Apr 20, 2023

**Current Status:** Received in the Senate and Read twice and referred to the Committee on Banking, Housing, and Urban Affairs

**Latest Action:** Received in the Senate and Read twice and referred to the Committee on Banking, Housing, and Urban Affairs. (Jun 6, 2023)

**Official Text:** <https://www.congress.gov/bill/118th-congress/house-bill/2793>

### Sponsor

**Name:** Rep. Wagner, Ann [R-MO-2]

**Party:** Republican • **State:** MO • **Chamber:** House

### Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Meeks, Gregory W. [D-NY-5]	D · NY		Apr 20, 2023
Rep. Nickel, Wiley [D-NC-13]	D · NC		Apr 24, 2023
Rep. Torres, Ritchie [D-NY-15]	D · NY		Apr 24, 2023
Rep. Lawler, Michael [R-NY-17]	R · NY		Apr 25, 2023

### Committee Activity

Committee	Chamber	Activity	Date
Banking, Housing, and Urban Affairs Committee	Senate	Referred To	Jun 6, 2023
Financial Services Committee	House	Reported By	Jun 5, 2023

### Subjects & Policy Tags

#### Policy Area:

Finance and Financial Sector

### Related Bills

Bill	Relationship	Last Action
118 S 3030	Identical bill	<b>Oct 4, 2023:</b> Read twice and referred to the Committee on Banking, Housing, and Urban Affairs.

## Encouraging Public Offerings Act of 2023

This bill provides statutory authority for all issuers of securities to use certain offering procedures that are available to emerging growth companies.

Specifically, the bill allows under statute issuers of securities to communicate with potential investors to ascertain interest in a contemplated securities offering, either before or after the filing of a registration statement (i.e., *test the waters*).

Additionally, issuers are allowed under statute to submit a confidential draft registration statement to the Securities and Exchange Commission (SEC) for review prior to public filing or within one year after the initial public offering or registration (i.e., a *follow-on offering*).

If the SEC pursues further rulemaking to related to these provisions, the SEC must submit a report to Congress supporting the basis of the rulemaking.

## Actions Timeline

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- **Jun 6, 2023:** Received in the Senate and Read twice and referred to the Committee on Banking, Housing, and Urban Affairs.
- **Jun 5, 2023:** Reported (Amended) by the Committee on Financial Services. H. Rept. 118-90.
- **Jun 5, 2023:** Placed on the Union Calendar, Calendar No. 67.
- **Jun 5, 2023:** Mrs. Wagner moved to suspend the rules and pass the bill, as amended.
- **Jun 5, 2023:** Considered under suspension of the rules. (consideration: CR H2727-2729)
- **Jun 5, 2023:** DEBATE - The House proceeded with forty minutes of debate on H.R. 2793.
- **Jun 5, 2023:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Jun 5, 2023:** Considered as unfinished business. (consideration: CR H2731)
- **Jun 5, 2023:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 384 - 13 (Roll no. 245). (text: CR H2727-2728)
- **Jun 5, 2023:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 384 - 13 (Roll no. 245). (text: CR H2727-2728)
- **Jun 5, 2023:** Motion to reconsider laid on the table Agreed to without objection.
- **Apr 26, 2023:** Committee Consideration and Mark-up Session Held.
- **Apr 26, 2023:** Ordered to be Reported in the Nature of a Substitute (Amended) by the Yeas and Nays: 38 - 1.
- **Apr 20, 2023:** Introduced in House
- **Apr 20, 2023:** Referred to the House Committee on Financial Services.