

112TH CONGRESS  
2D SESSION

# S. 2172

To remove the limit on the anticipated award price for contracts awarded under the procurement program for women-owned small business concerns, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 7, 2012

Ms. SNOWE (for herself, Mrs. GILLIBRAND, Ms. LANDRIEU, Mr. BENNET, Mrs. SHAHEEN, Ms. MIKULSKI, and Ms. MURKOWSKI) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

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## A BILL

To remove the limit on the anticipated award price for contracts awarded under the procurement program for women-owned small business concerns, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Fairness in Women-  
5       Owned Small Business Contracting Act of 2012”.

1 **SEC. 2. PROCUREMENT PROGRAM FOR WOMEN-OWNED**  
 2 **SMALL BUSINESS CONCERNS.**

3 Section 8(m) of the Small Business Act (15 U.S.C.  
 4 637(m)) is amended—

5 (1) in paragraph (2)—

6 (A) in subparagraph (A), by striking “who  
 7 are economically disadvantaged”;

8 (B) in subparagraph (C), by striking  
 9 “paragraph (3)” and inserting “paragraph  
 10 (4)”;

11 (C) by striking subparagraph (D); and

12 (D) by redesignating subparagraphs (E)  
 13 and (F) as subparagraphs (D) and (E), respec-  
 14 tively; and

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

16 “(7) **SOLE SOURCE CONTRACTS.**—A contracting  
 17 officer may award a sole source contract under this  
 18 subsection to a small business concern owned and  
 19 controlled by women under the same conditions as a  
 20 sole source contract may be awarded to a qualified  
 21 HUBZone small business concern under section  
 22 31(b)(2)(A).”.

23 **SEC. 3. STUDY AND REPORT ON REPRESENTATION OF**  
 24 **WOMEN.**

25 Section 29 of the Small Business Act (15 U.S.C. 656)  
 26 is amended by adding at the end the following:

1       “(o) STUDY AND REPORT ON REPRESENTATION OF  
2 WOMEN.—

3               “(1) STUDY.—The Administrator shall periodi-  
4 cally conduct a study to identify any United States  
5 industry, as defined under the North American In-  
6 dustry Classification System, in which women are  
7 underrepresented.

8               “(2) REPORT.—Not later than 5 years after the  
9 date of enactment of this subsection, and every 5  
10 years thereafter, the Administrator shall submit to  
11 the Committee on Small Business and Entrepre-  
12 neurship of the Senate and the Committee on Small  
13 Business of the House of Representatives a report  
14 on the results of each study under paragraph (1)  
15 conducted during the 5-year period ending on the  
16 date of the report.”.

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