

115TH CONGRESS
1ST SESSION

H. R. 1693

To amend the Small Business Act to add reporting requirements for certain small business concerns, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 23, 2017

Ms. CLARKE of New York (for herself and Mr. FITZPATRICK) introduced the following bill; which was referred to the Committee on Small Business

A BILL

To amend the Small Business Act to add reporting requirements for certain 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 “Improving Contract
5 Procurement for Small Businesses through More Accurate
6 Reporting Act of 2017”.

7 **SEC. 2. REPORTING REQUIREMENTS FOR CERTAIN SMALL**
8 **BUSINESS CONCERNS.**

9 Section 15(h)(2)(E) of the Small Business Act (15
10 U.S.C. 644(h)(2)(E)) is amended—

1 (1) in clause (i)—

2 (A) in subclause (III), by striking “and” at
3 the end; and

4 (B) by adding at the end the following new
5 subclauses:

6 “(V) that were purchased by an-
7 other entity after the initial contract
8 was awarded and as a result of the
9 purchase, would no longer be deemed
10 to be small business concerns for pur-
11 poses of the initial contract; and

12 “(VI) that were awarded using a
13 procurement method that restricted
14 competition to small business concerns
15 owned and controlled by service-dis-
16 abled veterans, qualified HUBZone
17 small business concerns, small busi-
18 ness concerns owned and controlled by
19 socially and economically disadvan-
20 tagged individuals, small business con-
21 cerns owned and controlled by women,
22 or a subset of any such concerns;”;

23 (2) in clause (ii)—

24 (A) in subclause (IV), by striking “and” at
25 the end; and

1 (B) by adding at the end the following new
2 subclauses:

3 “(VI) that were purchased by an-
4 other entity after the initial contract
5 was awarded and as a result of the
6 purchase, would no longer be deemed
7 to be small business concerns owned
8 and controlled by service-disabled vet-
9 erans for purposes of the initial con-
10 tract; and

11 “(VII) that were awarded using a
12 procurement method that restricted
13 competition to qualified HUBZone
14 small business concerns, small busi-
15 ness concerns owned and controlled by
16 socially and economically disadvan-
17 taged individuals, small business con-
18 cerns owned and controlled by women,
19 or a subset of any such concerns;”;

20 (3) in clause (iii)—

21 (A) in subclause (V), by striking “and” at
22 the end; and

23 (B) by adding at the end the following new
24 subclauses:

1 “(VII) that were purchased by
2 another entity after the initial con-
3 tract was awarded and as a result of
4 the purchase, would no longer be
5 deemed to be qualified HUBZone
6 small business concerns for purposes
7 of the initial contract; and

8 “(VIII) that were awarded using
9 a procurement method that restricted
10 competition to small business concerns
11 owned and controlled by service-dis-
12 abled veterans, small business con-
13 cerns owned and controlled by socially
14 and economically disadvantaged indi-
15 viduals, small business concerns
16 owned and controlled by women, or a
17 subset of any such concerns;”;

18 (4) in clause (iv)—

19 (A) in subclause (V), by striking “and” at
20 the end; and

21 (B) by adding at the end the following new
22 subclauses:

23 “(VII) that were purchased by
24 another entity after the initial con-
25 tract was awarded and as a result of

1 the purchase, would no longer be
2 deemed to be small business concerns
3 owned and controlled by socially and
4 economically disadvantaged individ-
5 uals for purposes of the initial con-
6 tract; and

7 “(VIII) that were awarded using
8 a procurement method that restricted
9 competition to small business concerns
10 owned and controlled by service-dis-
11 abled veterans, qualified HUBZone
12 small business concerns, small busi-
13 ness concerns owned and controlled by
14 women, or a subset of any such con-
15 cerns;”;

16 (5) in clause (v)—

17 (A) in subclause (IV), by striking “and” at
18 the end;

19 (B) in subclause (V), by inserting “and” at
20 the end; and

21 (C) by adding at the end the following new
22 subclause:

23 “(VI) that were purchased by an-
24 other entity after the initial contract
25 was awarded and as a result of the

1 purchase, would no longer be deemed
2 to be small business concerns owned
3 by an Indian tribe other than an Alas-
4 ka Native Corporation for purposes of
5 the initial contract;”;

6 (6) in clause (vi)—

7 (A) in subclause (IV), by striking “and” at
8 the end;

9 (B) in subclause (V), by inserting “and” at
10 the end; and

11 (C) by adding at the end the following new
12 subclause:

13 “(VI) that were purchased by an-
14 other entity after the initial contract
15 was awarded and as a result of the
16 purchase, would no longer be deemed
17 to be small business concerns owned
18 by a Native Hawaiian Organization
19 for purposes of the initial contract;”;

20 (7) in clause (vii)—

21 (A) in subclause (IV), by striking “and” at
22 the end;

23 (B) in subclause (V), by striking “and” at
24 the end; and

1 (C) by adding at the end the following new
2 subclause:

3 “(VI) that were purchased by an-
4 other entity after the initial contract
5 was awarded and as a result of the
6 purchase, would no longer be deemed
7 to be small business concerns owned
8 by an Alaska Native Corporation for
9 purposes of the initial contract; and”;
10 and

11 (8) in clause (viii)—

12 (A) in subclause (VII), by striking “and”
13 at the end;

14 (B) in subclause (VIII), by striking “and”
15 at the end; and

16 (C) by adding at the end the following new
17 subclauses:

18 “(IX) that were purchased by an-
19 other entity after the initial contract
20 was awarded and as a result of the
21 purchase, would no longer be deemed
22 to be small business concerns owned
23 and controlled by women for purposes
24 of the initial contract; and

1 “(X) that were awarded using a
2 procurement method that restricted
3 competition to small business concerns
4 owned and controlled by service-dis-
5 abled veterans, qualified HUBZone
6 small business concerns, small busi-
7 ness concerns owned and controlled by
8 socially and economically disadvan-
9 taged individuals, or a subset of any
10 such concerns; and”.

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