

Union Calendar No. 481

115TH CONGRESS
2^D SESSION

H. R. 5178

[Report No. 115-628]

To amend the Small Business Act to provide for small business concerns located in Puerto Rico, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2018

Ms. VELÁZQUEZ introduced the following bill; which was referred to the Committee on Small Business

APRIL 10, 2018

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend the Small Business Act to provide for small business concerns located in Puerto Rico, 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 “Puerto Rico Small
5 Business Contracting Assistance Act of 2018”.

6 **SEC. 2. DEFINITION OF PUERTO RICO BUSINESS.**

7 Section 3 of the Small Business Act (15 U.S.C. 632)
8 is amended by adding at the end the following new sub-
9 section:

10 “(ee) PUERTO RICO BUSINESS.—In this Act, the
11 term ‘Puerto Rico business’ means a small business con-
12 cern that has its principal office located in the Common-
13 wealth of Puerto Rico.”.

14 **SEC. 3. SMALL BUSINESS CREDIT FOR PUERTO RICO BUSI-**
15 **NESSES.**

16 Section 15 of the Small Business Act (15 U.S.C. 644)
17 is amended by adding at the end the following new sub-
18 section:

19 “(w) SMALL BUSINESS CREDIT FOR PUERTO RICO
20 BUSINESSES.—

21 “(1) CREDIT FOR MEETING CONTRACTING
22 GOALS.—If an agency awards a prime contract to
23 Puerto Rico business during the period beginning on
24 the date of enactment of this subsection and ending
25 on the date that is 4 years after such date of enact-

1 ment, the value of the contract shall be doubled for
2 purposes of determining compliance with the goals
3 for procurement contracts under subsection
4 (g)(1)(A)(i) during such period.

5 “(2) REPORT.—Along with the report required
6 under subsection (h)(1), the head of each Federal
7 agency shall submit to the Administrator, and make
8 publicly available on the scorecard described in sec-
9 tion 868(b) of the National Defense Authorization
10 Act for Fiscal Year 2016 (15 U.S.C. 644 note), an
11 analysis of the number and dollar amount of prime
12 contracts awarded pursuant to paragraph (1) for
13 each fiscal year of the period described in such para-
14 graph.”.

15 **SEC. 4. PRIORITY FOR SURPLUS PROPERTY TRANSFERS.**

16 Section 7(j)(13)(F) of the Small Business Act (15
17 U.S.C. 636(j)(13)(F)) is amended by adding at the end
18 the following new clause:

19 “(iii)(I) In this clause, the term ‘covered period’
20 means the period beginning on the date of enact-
21 ment of this clause and ending on the date on which
22 the Oversight Board established under section 101
23 of the Puerto Rico Oversight, Management, and
24 Economic Stability Act (48 U.S.C. 2121) termi-
25 nates.

1 “(II) The Administrator may transfer tech-
2 nology or surplus property under clause (i) to a
3 Puerto Rico business if the Puerto Rico business
4 meets the requirements for such a transfer, without
5 regard to whether the Puerto Rico business is a Pro-
6 gram Participant.”.

7 **SEC. 5. CONTRACTING INCENTIVES FOR PROTEGE FIRMS**
8 **THAT ARE PUERTO RICO BUSINESSES.**

9 (a) IN GENERAL.—Section 45(a) of the Small Busi-
10 ness Act (15 U.S.C. 657r(a)) is amended by adding at
11 the end the following new paragraph:

12 “(3) PUERTO RICO BUSINESSES.—During the
13 period beginning on the date of enactment of this
14 paragraph and ending on the date on which the
15 Oversight Board established under section 101 of
16 the Puerto Rico Oversight, Management, and Eco-
17 nomic Stability Act (48 U.S.C. 2121) terminates,
18 the Administrator shall identify potential incentives
19 to a covered mentor that awards a subcontract to its
20 covered protege, including—

21 “(A) positive consideration in any past per-
22 formance evaluation of the covered mentor;

23 “(B) the application of costs incurred for
24 providing training to such covered protege to
25 the subcontracting plan (as required under

1 paragraph (4) or (5) of section 8(d)) of the cov-
2 ered mentor; and

3 “(C) such other incentives as the Adminis-
4 trator determines appropriate.”.

5 (b) DEFINITIONS.—Section 45(d) of the Small Busi-
6 ness Act (15 U.S.C. 657r(d)) is amended by adding at
7 the end the following new paragraphs:

8 “(4) COVERED MENTOR.—The term ‘covered
9 mentor’ means a mentor that enters into an agree-
10 ment under this Act, or under any mentor-protege
11 program approved under subsection (b)(1), with a
12 covered protege.

13 “(5) COVERED PROTEGE.—The term ‘covered
14 protege’ means a protege of a covered mentor that
15 is a Puerto Rico business.”.

16 **SEC. 6. ADDITIONAL MENTOR-PROTEGE RELATIONSHIPS**
17 **FOR PROTEGE FIRMS THAT ARE PUERTO**
18 **RICO BUSINESSES.**

19 Section 45(b)(3)(A) of the Small Business Act (15
20 U.S.C. 657r(b)(3)(A)) is amended by inserting “, except
21 that such restrictions shall not apply to up to 2 mentor-
22 protege relationships if such relationships are between a
23 covered protege and covered mentor” after “each partici-
24 pant”.

Union Calendar No. 481

115TH CONGRESS
2^D SESSION

H. R. 5178

[Report No. 115-628]

A BILL

To amend the Small Business Act to provide for small business concerns located in Puerto Rico, and for other purposes.

APRIL 10, 2018

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed