

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.

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## 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

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## 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 taged 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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