

118TH CONGRESS  
1ST SESSION

# H. R. 4668

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## AN ACT

To amend the Small Business Act to require the Small Business and Agriculture Regulatory Enforcement Ombudsman to publish guidance documents for certain rules, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Providing Opportuni-  
3 ties to Show Transparency via Information Technology  
4 Act of 2023” or the “POST IT Act of 2023”.

5 **SEC. 2. INCLUSION OF GUIDANCE ON OMBUDSMAN**  
6 **WEBSITE.**

7 (a) **WEBSITE REQUIREMENT.**—Section 30 of the  
8 Small Business Act (15 U.S.C. 657) is amended—

9 (1) in subsection (e)—

10 (A) in paragraph (1), by striking “and” at  
11 the end;

12 (B) in paragraph (2), by striking the pe-  
13 riod at the end and inserting “; and”; and

14 (C) by adding at the end the following new  
15 paragraph:

16 “(3) to the extent practicable, hyperlinks for  
17 such guidance that is designed to set forth policy on  
18 a statutory, regulatory, or technical issue, or an in-  
19 terpretation of such issue, for any rule for which an  
20 agency produces a small entity compliance guide.”;  
21 and

22 (2) by adding at the end the following new sub-  
23 section:

24 “(g) **PROTECTION OF CONFIDENTIAL INFORMA-**  
25 **TION.**—Subsection (e) does not require the public avail-  
26 ability of information that is exempt from public disclosure

1 under section 552(b) of title 5, United States Code (com-  
2 monly known as the ‘Freedom of Information Act’).”.

3 (b) APPLICABILITY.—Paragraph (3) of section 30(e)  
4 of the Small Business Act (15 U.S.C. 657), as added by  
5 this section, shall apply with respect to guidance on, or  
6 interpretation of, a rule for which an agency produces a  
7 small entity compliance guide described under section  
8 212(a)(1) of the Small Business Regulatory Enforcement  
9 Fairness Act of 1996 (5 U.S.C. 601 note) on or after the  
10 date of the enactment of this Act.

11 **SEC. 3. COMPLIANCE WITH CUTGO.**

12 No additional amounts are authorized to be appro-  
13 priated to carry out this Act or the amendments made  
14 by this Act.

Passed the House of Representatives November 28,  
2023.

Attest:

*Clerk.*

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