

117TH CONGRESS  
1ST SESSION

# H. R. 5861

To streamline the process for granting certain waivers for requirements on contracts awarded under section 8(a) of the Small Business Act, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2021

Mr. EVANS (for himself and Mr. FITZGERALD) introduced the following bill;  
which was referred to the Committee on Small Business

---

## A BILL

To streamline the process for granting certain waivers for requirements on contracts awarded under section 8(a) of the Small Business Act, 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 “Waiver Authorization  
5 Streamlining Act of 2021”.

6 **SEC. 2. WAIVER AUTHORIZATION STREAMLINING.**

7 Section 8(a)(21) of the Small Business Act (15  
8 U.S.C. 637(a)(21)) is amended—

1 (1) in subparagraph (A), by striking “subpara-  
2 graph (B)” and inserting “subparagraphs (B) and  
3 (F)”;

4 (2) in subparagraph (B)—

5 (A) by striking clause (iii); and

6 (B) by redesignating clauses (iv) and (v)  
7 as clauses (iii) and (iv), respectively;

8 (3) by moving subparagraph (C) two ems to the  
9 left; and

10 (4) by adding at the end the following new sub-  
11 paragraph:

12 “(F) In the event either a contract awarded pursuant  
13 to this subsection or ownership and control of a concern  
14 performing a contract awarded pursuant to this subsection  
15 will pass to another small business concern, the require-  
16 ments of subparagraph (A) shall not apply if—

17 “(i) the acquiring small business concern is a  
18 program participant; and

19 “(ii) upon a request submitted prior to the pas-  
20 sage of the contract or the actual relinquishment of  
21 ownership and control, as applicable, the Adminis-  
22 trator (or the delegee of the Administrator) deter-  
23 mines that the acquiring small business concern

1 would otherwise be eligible to directly receive the  
2 award pursuant to this subsection.”.

○