

116TH CONGRESS  
1ST SESSION

# S. 2141

To amend the Small Business Act to supplement the reporting requirements applicable to the Small Business Administration, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 17, 2019

Mr. MARKEY introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

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## A BILL

To amend the Small Business Act to supplement the reporting requirements applicable to the Small Business Administration, 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 “SBIR Expansion and  
5 Accountability Act of 2019”.

6 **SEC. 2. AMENDMENTS TO THE SMALL BUSINESS ACT.**

7 (a) GOALS OF THE SBIR PROGRAM.—Section 9(a)  
8 of the Small Business Act (15 U.S.C. 638(a)) is amended  
9 by adding at the end the following: “Additionally, it is the  
10 sense of Congress that the goals of the Small Business

1 Innovation Research Program are to stimulate techno-  
2 logical innovation, meet Federal research and development  
3 needs, foster and encourage participation in innovation  
4 and entrepreneurship by women and socially or economi-  
5 cally disadvantaged individuals, and increase private-sec-  
6 tor commercialization of innovations derived from Federal  
7 research and development funding.”.

8 (b) REPORTING REQUIREMENTS.—Section 9(b) of  
9 the Small Business Act (15 U.S.C. 638(b)) is amended—

10 (1) in paragraph (7)—

11 (A) in subparagraph (F), by striking  
12 “and” at the end;

13 (B) in subparagraph (G), by adding “and”  
14 at the end; and

15 (C) by adding at the end the following:

16 “(H) with respect to a Federal agency to  
17 which subsection (f)(1) or (n)(1) applies, wheth-  
18 er the Federal agency has satisfied the require-  
19 ment under each applicable subsection for the  
20 year covered by the report;”;

21 (2) in paragraph (8), by striking “and” at the  
22 end;

23 (3) in paragraph (9), by striking the period at  
24 the end and inserting “; and”; and

25 (4) by adding at the end the following:

1           “(10) with respect to a Federal agency to which  
2           subsection (f)(1) or (n)(1) applies and that the Ad-  
3           ministration determines has not satisfied the re-  
4           quirement under either applicable subsection, require  
5           the head of that Federal agency to submit to the  
6           Committee on Small Business and Entrepreneurship  
7           of the Senate and the Committee on Small Business  
8           of the House of Representatives a report regarding  
9           why the Federal agency has not satisfied the re-  
10          quirement.”.

11          (c) **ADDITIONAL RESOURCES FOR THE OFFICE OF**  
12 **INVESTMENT AND INNOVATION.**—Section 9(mm) of the  
13 Small Business Act (15 U.S.C. 638(mm)) is amended—

14           (1) in paragraph (1), in the matter preceding  
15           subparagraph (A), by striking “paragraph (3)” and  
16           inserting “paragraphs (3) and (4)”;

17           (2) by redesignating paragraphs (4), (5), and  
18           (6) as paragraphs (5), (6), and (7), respectively; and

19           (3) by inserting after paragraph (3) the fol-  
20           lowing:

21           “(4) **TRANSFER TO OFFICE OF INVESTMENT**  
22 **AND INNOVATION.**—Of the amount that a Federal  
23 agency allocates for uses under paragraph (1), the  
24 agency shall transfer 5 percent of that amount to  
25 the Office of Investment and Innovation of the Ad-

1       ministration, which the Office shall use to carry out  
2       the functions of the Office.”.

3 **SEC. 3. INCLUSION OF FEDERAL AVIATION ADMINISTRA-**  
4                   **TION IN THE SMALL BUSINESS INNOVATION**  
5                   **RESEARCH PROGRAM AND SMALL BUSINESS**  
6                   **TECHNOLOGY TRANSFER PROGRAM.**

7       Section 40101(d)(2)(D) of title 49, United States  
8 Code, is amended to read as follows:

9                   “(D) The Small Business Act (15 U.S.C.  
10                   631 et seq.), except that—

11                   “(i) section 9 of such Act (15 U.S.C.  
12                   638) shall apply; and

13                   “(ii) all reasonable opportunities to be  
14                   awarded contracts shall be provided to  
15                   small business concerns and small business  
16                   concerns owned and controlled by socially  
17                   and economically disadvantaged individ-  
18                   uals.”.

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