

HR 3740

Small Business Investment Company Modernization Act of 2009

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Commerce

Introduced: Oct 7, 2009

Current Status: Provisions of Measure Incorporated into H.R. 3854.

Latest Action: Provisions of Measure Incorporated into H.R. 3854. (Oct 21, 2009)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/3740>

Sponsor

Name: Rep. Luetkemeyer, Blaine [R-MO-9]

Party: Republican • **State:** MO • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Small Business Committee	House	Reported by	Oct 8, 2009

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
111 HR 3854	Text similarities	Nov 2, 2009: Received in the Senate and Read twice and referred to the Committee on Small Business and Entrepreneurship.

Small Business Investment Company Modernization Act of 2009 - Amends the Small Business Investment Act of 1958 to increase the amount that a state or local governmental entity may invest in a small business investment company (SBIC) applicant or licensee from 33% to 45% of the private capital of such applicant or licensee.

Requires the Administrator of the Small Business Administration (SBA) to: (1) approve within 60 days after receipt an application for licensing as an SBIC, as long as the applicant meets specified experiential and operational requirements; and (2) notify and provide an opportunity to an applicant to cure any nonconformance with such requirements.

Revises the maximum amount of outstanding leverage of SBICs. Provides a limit on the maximum rate of interest authorized to be charged by SBICs for long-term small business loans.

Directs the Administrator to exclude the cost basis of any equity investment made by an SBIC in small businesses owned and controlled by veterans when calculating outstanding SBIC leverage limits.

Authorizes an SBIC to invest in certain passive entities wholly-owned by the SBIC.

Provides that an SBIC with earmarked assets shall not be deemed in capital impairment during the first 72 months after licensing if its impairment does not exceed 85%.

Requires the SBA Associate Administrator for Investment to establish an agency record of evidence referring or relating to each application for an SBIC license. Directs the Administrator to provide a written explanation of any denial of a license application based upon evidence in such record.

Provides FY2010-FY2011 levels for the SBA purchase of participating securities and guarantee of debentures under the SBIC program.

Actions Timeline

- **Oct 21, 2009:** Provisions of Measure Incorporated into H.R. 3854.
- **Oct 8, 2009:** Subcommittee Consideration and Mark-up Session Held.
- **Oct 8, 2009:** Forwarded by Subcommittee to Full Committee by Voice Vote .
- **Oct 7, 2009:** Introduced in House
- **Oct 7, 2009:** Referred to the House Committee on Small Business.
- **Oct 7, 2009:** Referred to the Subcommittee on Finance and Tax.