

S 2838

Small Business Transforming America's Regions Act of 2016

Congress: 114 (2015–2017, Ended)

Chamber: Senate

Policy Area: Commerce

Introduced: Apr 21, 2016

Current Status: By Senator Vitter from Committee on Small Business and Entrepreneurship filed written report under a

Latest Action: By Senator Vitter from Committee on Small Business and Entrepreneurship filed written report under authority of the order of the Senate of 12/10/2016. Report No. 114-418. (Dec 20, 2016)

Official Text: <https://www.congress.gov/bill/114th-congress/senate-bill/2838>

Sponsor

Name: Sen. Vitter, David [R-LA]

Party: Republican • **State:** LA • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Peters, Gary C. [D-MI]	D · MI		Apr 26, 2016
Sen. Shaheen, Jeanne [D-NH]	D · NH		Apr 26, 2016

Committee Activity

Committee	Chamber	Activity	Date
Small Business and Entrepreneurship Committee	Senate	Reported By	May 24, 2016

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
114 HR 5250	Related bill	May 16, 2016: Referred to the House Committee on Small Business.

Small Business Transforming America's Regions Act of 2016

(Sec. 2) This bill amends the Small Business Act to include in the Historically Underutilized Business Zone (HUBZone) program a qualified area designated by the Small Business Administration (SBA) in response to a petition by the governor of a state, the District of Columbia, or a U.S. territory.

With respect to HUBZones located in census tracts or nonmetropolitan counties that cease to qualify according to the ordinary criteria for the HUBZone program but are "redesignated" to qualify for it, the bill increases the length of time a census tract or nonmetropolitan county may be so redesignated from three years to seven years after the date on which the area ceased to qualify for the HUBZone program according to the ordinary criteria.

This increased length of time for a census tract or nonmetropolitan county shall apply only to those that become redesignated areas within three years before enactment of this bill.

The SBA may designate, in response to a governor's petition, only a nonmetropolitan county that:

- has a median household income less than 90% of the state median household income;
- has an unemployment rate at least 120% percent of the average U.S. or state unemployment rate, whichever is less; or
- meets other SBA criteria.

A governor may not file a petition for more than 30% of the total number of nonmetropolitan counties in the state.

The SBA shall establish procedures to:

- ensure that it accepts petitions from all states each fiscal year, and
- give an interested governor technical assistance before a petition is filed.

(Sec. 3) The bill revises application of the 30-day period for filing a petition with the SBA Office of Hearings and Appeals for reconsideration of a small business concern size standard.

No such petition may be filed until on or after the effective date of regulations for establishing the procedures for reconsideration of a size standard.

Any person filing a petition relating to a size standard revised, modified, or established between November 25, 2015, and the effective date of such regulations must file the petition within 30 days after that effective date.

(Sec. 4) A prime federal contractor shall, within 14 days after completion of a subcontract, give a past performance rating for the Contractor Performance Assessment Rating System, the Past Performance Information Retrieval System, or any successor system for any subcontractor (whether or not a small business concern) used in performing the federal contract as part of the prime contractor's performance reporting.

Failure of the prime contractor to enter the subcontractor's past performance rating shall be considered in evaluating the primer contractor's past performance.

A federal agency shall use a small business subcontractor's past performance rating in determining whether to award the subcontractor a prime contract.

(Sec. 5) The bill adds the SBA Administrator to the Federal Acquisition Regulatory Council.

Actions Timeline

- **Dec 20, 2016:** By Senator Vitter from Committee on Small Business and Entrepreneurship filed written report under authority of the order of the Senate of 12/10/2016. Report No. 114-418.
- **May 24, 2016:** Committee on Small Business and Entrepreneurship. Reported by Senator Vitter with amendments. Without written report.
- **May 24, 2016:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 482.
- **May 11, 2016:** Committee on Small Business and Entrepreneurship. Ordered to be reported with amendments favorably.
- **Apr 21, 2016:** Introduced in Senate
- **Apr 21, 2016:** Read twice and referred to the Committee on Small Business and Entrepreneurship.

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