

**FULL COMMITTEE MARKUP OF  
H.R. 2352  
THE JOB CREATION  
THROUGH ENTREPRENEURSHIP  
ACT OF 2009**

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**HEARING**

BEFORE THE

**COMMITTEE ON SMALL BUSINESS  
UNITED STATES  
HOUSE OF REPRESENTATIVES**

**ONE HUNDRED ELEVENTH CONGRESS**

**FIRST SESSION**

**HEARING HELD  
May 13, 2009**



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**FULL COMMITTEE MARKUP OF  
H.R. 2352  
THE JOB CREATION  
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ACT OF 2009**

**Wednesday, May 13, 2009**

U.S. HOUSE OF REPRESENTATIVES,  
COMMITTEE ON SMALL BUSINESS,  
*Washington, DC.*

The Committee met, pursuant to call, at 2:00 p.m., in Room 2360, Rayburn House Office Building, Hon. Nydia M. Velázquez [Chair of the Committee] presiding.

Present: Representatives Velázquez, Moore, Shuler, Dahlkemper, Kirkpatrick, Nye, Clarke, Ellsworth, Halvorson, Graves, Bartlett, Akin, King, Gohmert, Fallin, Buchanan, Luetkemeyer, Schock, and Thompson.

Chairwoman VELÁZQUEZ. I am pleased to call this afternoon's markup to order.

We are here today to mark up H.R. 2352, the Job Creation Through Entrepreneurship Act of 2009, which reauthorizes and modernizes the SBA's entrepreneurial development programs. The bill expands the resources available to small businesses. In doing so, it will help spur job creation and economic growth.

In their day-to-day operation, small firms are encountering many challenges, from declining revenue to difficulty securing a loan. Given these uncertain times, access to technical assistance is especially critical. In some cases, it can mean the difference between a business's success and its failure.

Today, small business growth is especially important. With unemployment at a 26-year high, we need entrepreneurs now more than ever. They are the ones who are going to reverse this trend and produce the jobs our country needs. Small businesses have a proven record for job creation. After the recession of the early 1990s, small firms created approximately 3.8 million new positions. That number outdid large firms by half a million. During that time, it was often the laid-off factory worker or the downsized corporate executive who decided to start a business. In fact, nearly 25 percent of downsized managers over the age of 40 started their own firms.

The connection between economic growth and entrepreneurial development is clear. By helping firms increase the efficiency of their businesses, H.R. 2352 will enable them to not only maintain, but hopefully expand their operations.

I look forward to continuing the committee's work on this important legislation.

And I now yield to Ranking Member Graves for his opening remarks.

[The statement of Chairwoman Velázquez is included in the appendix.]

Mr. GRAVES. Good morning.

Thank you, Madam Chair. And I would like to thank you for holding this markup on the Job Creation Through Entrepreneurship Act of 2009. This legislation makes critical changes to the entrepreneurial program at the SBA at a time when many small business owners are struggling every day just to stay afloat. I thank the chairwoman for moving very quickly on this important bill.

The SBA's entrepreneurship development program provides necessary tools for America's small businesses to not only exist but to succeed. Many entrepreneurs turn to this program for assistance in starting their businesses and for advice in helping their businesses grow. As we all know, the success or failure of small businesses in large cities and rural towns throughout our Nation is a direct reflection of our economic health.

Currently, small businesses are finding it increasingly difficult to meet their bottom line, much less become a thriving business. Creative methods are being employed by entrepreneurs throughout the country as they try to figure out for themselves how to survive in this new economic climate.

The Job Creation Through Entrepreneurship Act of 2009 contains vital components that work to increase coordinations, streamline duplication and entrepreneurial development programs and spur job growth. As we have heard from multiple testimonies from those close to the issue, increased cooperation among these programs is vital to these services provided by the SBA.

This legislation also modernizes the distance learning function of the SBA by requiring the development of far-reaching online courses tailored to today's entrepreneur. This new function will empower small business owners in the most remote areas of the country. In short, this bill sharpens already existing tools employed by the SBA to cultivate one of our Nation's greatest natural resources, its entrepreneurs.

Once again, I want to thank you for holding this timely markup on an important matter.

Chairwoman VELÁZQUEZ. Are there any other members that wish to be recognized for an opening statement?

Mr. Shuler.

Mr. SHULER. Madam Chair, thank you.

I want to commend you and the ranking member, Mr. Graves, for your continued work in a bipartisan way as you can look at this piece of legislation that is coming before us today. Both Democrats and Republicans are authors of these bills. They came out of subcommittee unanimously. And I just want to commend both you and all of the staff for their hard work, their dedication, and what it means to entrepreneurs and businesses across this country.

Thank you for your dedication.

Chairwoman VELÁZQUEZ. For the purpose of an opening statement, Mr. Nye.

Mr. NYE. Thank you, Madam Chairwoman. I appreciate your efforts to move this comprehensive package of legislation forward,



and I especially thank you for working with me on the provisions that I authored to help our Nation's veteran entrepreneurs.

Madam Chairwoman, it takes a special kind of person to be an entrepreneur. Small business ownership involves leadership. It requires ingenuity. And in times like these, it necessitates resilience. So it is not surprising that as they reenter civilian life, many of our returning soldiers, sailors, marines, airmen and airwomen decided to launch their own enterprises. After all, these are the same attributes they exhibited while serving our Nation.

In my district, we have the second largest concentration of veterans of any congressional district in the country. My district is home to Norfolk Naval Base, the largest naval base in the world, and in our community there are countless veteran-owned businesses that are vital to our local economy. The measure that we are considering today will give veteran entrepreneurs everywhere the support they need to launch new enterprises and to grow existing businesses.

The cornerstone of this effort will be a new nationwide network of services dedicated to veteran entrepreneurs. Establishing this network will provide veterans with dedicated counseling and business training. These provisions also offer services to help veterans transition to entrepreneurship.

I am proud we are paying special attention to the needs of service-disabled men and women. This legislation will expand outreach to them with tailored business training and will help them find and secure new business opportunities.

This bill tackles some of the barriers to veteran entrepreneurship that stem from current economic conditions. By creating a new program to assist veterans in accessing capital and in securing loans and credit, we will help them overcome some of the most significant hurdles blocking them from becoming successfully employed.

And finally, we will also help our veterans navigate the procurement process and compete more effectively in the Federal marketplace.

The Recovery Act is expected to create work in many sectors that are veteran dominated, like engineering, telecommunications, project management and construction. This bill will help veteran entrepreneurs avail themselves of these opportunities.

Madam Chair, our men and women have served our country well and they deserve a fair shot at the American dream, and for that reason these provisions have the backing of both the American Legion and the Veterans of Foreign Wars. But more importantly, they have the support of thousands of our Nation's bravest veterans.

I strongly urge the bill's passage, and I yield back the balance of my time.

Chairwoman VELÁZQUEZ. For the purpose of opening remarks, Mr. Luetkemeyer.

Mr. LUETKEMEYER. Good afternoon.

A special thank you to Madam Chairwoman for the opportunity to mark up critical legislation aimed at making entrepreneurial development programs more effective and responsive to the needs of small businesses. At a time when small businesses are struggling, we must work to improve the usefulness of these initiatives. Rather than relying so heavily on the government to spend our way out of

this recession, we need to focus on ensuring that our small businesses, truly the engines of job creation, are able to utilize all of the resources already available.

As a small businessman, I am pleased to support a bill that will assist many fellow business owners and employees throughout my district in Missouri and all throughout the country. Two out of every three jobs created in the U.S. Are created by small business. And like every recession before, small business will lead the way to economic growth through determination and innovation.

I want to thank my colleagues for their commitment to sponsoring legislation to improve programs that assist entrepreneurs with practical and technical skills needed to start and sustain a business. As Louis Celli, CEO of the Northeast Veterans Business Resources Center in Boston, put it at a recent hearing on this subject, this committee has exactly the right focus by wanting to interweave these programs together and really force everybody to play in the same sandbox. And by making entrepreneurial development programs more effective, we cannot only be more responsible to small businesses but also better stewards of taxpayers' dollars.

Madam Chairwoman, I certainly appreciate your help and Ranking Member Graves. I would also like to give a "thank you" to Subcommittee Chairman Shuler for his fine work and commitment on getting this bill together and brought to committee. It certainly has my support.

And with that, I yield back.

Chairwoman VELÁZQUEZ. For the purpose of opening remarks, Ms. Fallin.

Ms. FALLIN. Thank you, Madam Chair, and let me just say "thank you" to Representative Shuler and Representative Luetkemeyer on this important piece of legislation. I also want to say "thank you" to Ranking Member Graves and yourself, Madam Chair, for allowing my bill, H.R. 1838, the SBA Women's Business Centers Improvement Act, to be included in this Job Creation Through Entrepreneurship Act. As we may remember, this piece of legislation language that I have passed out of the committee and off the floor last year and then, of course, it got over to the Senate where it died a death. So we have included this piece of legislation back in this bill.

This section of legislation rearranges the distribution of funding for the Women's Business Centers for offering temporary assistance rather than permanent dependency on the Federal Government. In the mid-1990s, the Federal Government began awarding grants to Women Business Centers that were operating as nonprofit operations in conjunction with institutions of higher learning. Originally, these grants were intended to be awarded to business centers in the first 5 years with the understanding that after this 5th-year period had ended, the center itself would be self-sustaining. And although many Women's Business Centers did meet this goal, some did not and for a variety of reasons. And as a result, a greater percentage of the funding of this program had been consumed by the operating costs of potentially unviable centers rather than its intended purpose of establishing new Women's Business Centers. So this was a drag upon the system and the viable business centers that were not truly serving in their communities. And we

felt like we needed to language in this to add accountability and transparency within the funding and to add measurable results. And I appreciate you including this language, once again, in this overall piece of legislation.

Thank you so much.

Chairwoman VELÁZQUEZ. For the purpose of opening remarks, Mr. Buchanan.

Mr. BUCHANAN. First, I want to thank the chairwoman and ranking member, along with Mr. Shuler, for their help for including my legislation, a bill to modernize the SBA SCORE program, and to the larger bill before us today. For years, the SCORE program is providing entrepreneurs with free, confidential and valuable small business advice. Nationwide, SCORE has 389 chapters throughout the United States. They have 10,500 volunteers. I know in our local chamber, which I chaired a couple of years ago, they had a huge positive impact on many of our small members there.

My legislation will help ensure that qualified SCORE volunteers are available to provide one-on-one advice and counsel to small business owners in Florida and also across the country.

Again, I want to thank Madam Chairwoman and Ranking Member for working with me on this proposal. I look forward to more such efforts throughout this congressional session.

I yield back.

Chairwoman VELÁZQUEZ. Mr. Schock for the purpose of opening remarks.

Mr. SCHOCK. Thank you, Madam Chairwoman. And I also wish to thank you and Ranking Member Graves for moving this important piece of legislation through the committee. I also wish to thank Mr. Shuler and Luetkemeyer for their leadership at the subcommittee level to ensure that this legislation has both comprehensive and bipartisan support for overhauling and updating a number of the programs upon which our small business owners depend.

I am specifically pleased with inclusion of title VII of this legislation, which incorporates the language of House Resolution 1845, which I introduced to help modernize small business development centers. Small business development centers, or SBDCs, serve as important resources for small business owners. SBDCs provide emerging entrepreneurs with the tools needed to successfully take their small business concepts into reality and provide existing small business owners with important financial and budgeting consulting and also assist in long-term growth in management.

The investments made in the SBDC network provide a cost-effective way to help stimulate the economy while also enhancing American competitiveness around the world. The facts are clear. A new business is opened by an SBDC client every 41 minutes. A new job is created in the United States by an SBDC client every 7 minutes. And in 2007 alone, SBDC clients created over 70,000 new full-time jobs.

With the current economic conditions, more and more small business owners are visiting their local SBDC seeking advice on how to best manage their resources. As such, I am pleased with the inclusion of the language of House Resolution 1845 in the Job Creation Through Entrepreneurship Act in the committee today. This

legislation will do a great deal to continue to help develop those resources important to all U.S. Small business owners.

With that, I urge the passage of this legislation and yield back to you, Madam Chairwoman.

Chairwoman VELÁZQUEZ. Are there any other members that wish to be recognized?

As the first order of business, we will consider H.R. 2352, the Job Creation Through Entrepreneurship Act of 2009, introduced by Representatives Shuler and Luetkemeyer.

H.R. 2352 has strong bipartisan support, and I am proud that seven members of this committee—including five members from the minority—contributed to it. This bill has the backing of the U.S. Women’s Chamber of Commerce, the Association of Enterprise Opportunity, the National Small Business Association, the Veterans of Foreign Wars, and the National Black Chamber of Commerce. In addition, a number of groups have submitted letters in support of the bills that comprise H.R. 2352.

In title I, this legislation establishes a Veterans Business Center program within the SBA. That provision will give entrepreneurial training and counseling to veterans. In order to oversee and implement this initiative, a Director position is established. The person will report to the Associate Administrator for Veterans Business Development.

In title II, the Act creates a distant learning program that will be used to provide entrepreneurial education and training. This will draw on the latest technology and be of particular use in rural regions that lack access to such counseling services.

Title III establishes the Office of Native American Affairs within SBA and designates an Associate Administrator for Native American Affairs to oversee this office. The responsibilities of the office include developing and implementing tools and strategies to increase Native American entrepreneurship. In addition, title III authorizes the SBA to operate a tribal business information center program.

Title IV modernizes the SCORE program and asks its administrator to actively recruit among 10 volunteer mentors. This requirement will ensure the program reflects socially and economically disadvantaged sectors of the population.

In addition, title V codifies SCORE responsibilities, including the establishment of small business mentoring and networking programs.

Title VI modernizes SBA delivery of entrepreneurial services. This requires the SBA to develop and submit a plan to Congress for creating jobs through its ED program. It also requires the SBA to measure program performance and job creation.

Meanwhile, title VII streamlines the Small Business Development Center program and establishes four new subprograms. Part of this process will refine eligibility guidelines, modernize nationwide guidelines, and place limits on authorized pilot programs. The committee included specific language in the legislation to ensure funding for these additional subprograms is separate from core SBDC funding. That means the legislation can facilitate the development of specialized services for eligible centers while protecting core funding for the program.

With a renewed emphasis on entrepreneurship, the Nation can emerge from the current recession stronger and with more resilience. This bill is a critical step in allowing that to happen, and I urge my colleagues to support its approval.

I now yield to Ranking Member Graves for his remarks.

Mr. GRAVES. Thank you. I think I said pretty much everything I needed to say in my opening statement, but I want to thank my staff and your staff for working everything out.

Chairwoman VELÁZQUEZ. The committee now moves the consideration of H.R. 2352.

The Clerk will report the title of the bill.

The CLERK. To amend the Small Business Act and for other purposes.

[The information is included in the appendix.]

Chairwoman VELÁZQUEZ. I ask unanimous consent that the bill in its entirety be open for amendments at this time.

Does any member seek recognition for the purpose of offering an amendment?

The gentlelady, Ms. Dahlkemper, is recognized for 5 minutes.

Mrs. DAHLKEMPER. Madam Chairwoman, I have an amendment at the desk.

The CLERK. An amendment to H.R. 2352, an amendment offered by Ms. Dahlkemper of Pennsylvania. Page 10—

[The information is included in the appendix.]

Chairwoman VELÁZQUEZ. I ask unanimous consent that the amendment be considered as read.

The gentlelady is recognized.

Mrs. DAHLKEMPER. Thank you, Madam Chairman.

My amendment will allow members of the National Guard and Reserve access to the Veterans Business Centers. As a reserve military force, the National Guard and Reserves are called upon for domestic emergencies as well as to serve with our Armed Forces overseas. These brave men and women can be deployed for many months at a time and face unique struggles when returning to their businesses and other jobs.

The Veterans Business Outreach Program provides entrepreneurial development services such as business training, counseling and mentoring. These services are no less important for National Guard and Reserve members than for other servicemen and women.

This amendment is very simple. It is simply a fair and just way to honor those in the National Guard and Reserves who serve our Nation.

I yield back.

Chairwoman VELÁZQUEZ. Both Mr. Graves and I are in support of the amendment. It is a straightforward amendment, and I want to thank the gentlelady for her contribution on this legislation.

Are there any other members that wish to be recognized on this amendment?

Hearing none, the question is on the amendment offered by Ms. Dahlkemper. All those in favor say aye.

In the opinion of the Chair, the ayes have it, and the amendment is agreed to.

Does any other Member seek recognition for the purpose of offering an amendment?

Mr. KING. Madam Chair?

Chairwoman VELÁZQUEZ. I recognize the gentleman from Iowa.

Mr. KING. I have an amendment at the desk.

Chairwoman Velázquez. The Clerk will report the amendment.

[The information is included in the appendix.]

The Clerk. An amendment to H.R. 2352 offered by Mr. King of Iowa, page 11.

Chairwoman VELÁZQUEZ. I ask unanimous consent that the amendment be considered as read, and the gentleman is recognized.

Mr. KING. Thank you, Madam Chair.

Having spent nearly 30 years as an entrepreneur myself with a small business and sold that off to my second-generation oldest son, I looked at this proposal that is here—and having worked with SCORE, by the way, and appreciating the work that they do—but one piece that appears to be missing to me is the lack of peer-to-peer interactivity.

So what my amendment does is it establishes—we will have an online education Web site that is part of this—but my amendment establishes an online Web site for use by potential and existing entrepreneurs to facilitate peer-to-peer technical assistance. So think of it in terms of adding to the Web site a forum or even a developed frequently-asked-question component so that peer-to-peer of whatever particular business you might be in or considering going in, you could go in on that Web site, you could get your frequently asked questions answered, and then if they are not answered, you could ask it in the forum component of this so that the other peers then could provide and offer those answers.

I would add to this that according to a Web site that I perused here the other day, they counted—these would be divisions and departments—but they counted 682 different Federal agencies. That is an astonishing number, and it is something that would add to the fear factor of any entrepreneur and hopefully that the addition to this good legislation of a peer-to-peer component to the Web site would be something that will help multiply the effectiveness of it.

And with that, I would urge its adoption.

Chairwoman VELÁZQUEZ. I thank the gentleman for his amendment.

I want to support it. I think the purpose and the approach of the amendment is good for the legislation. It is critical that we use existing resources to create new avenues for entrepreneurial education. And I think that this type of amendment really enhances the effectiveness of the legislation we have before us.

Mr. Graves, do you have any remarks regarding the amendment?

Mr. GRAVES. I don't. I think Mr. Thompson is the only one on our side who does.

Chairwoman VELÁZQUEZ. Mr. Thompson is recognized.

Mr. THOMPSON. Thank you for moving forward with this important package. Mr. King's amendment to this section is a common-sense approach to further expand technology to entrepreneurs in order to increase the dissemination of information across peer-to-peer networks, and through providing an avenue of individuals to

connect with each other we decrease the dependence on the SBA ultimately and facilitate information sharing of real-life stories and experiences that benefit all entrepreneurs. And it reminds me of the saying "when you teach a man to fish, that's where the value comes in."

I believe this amendment will stand to benefit this section of the bill and urge the committee to support Mr. King's amendment.

And I yield back the balance of my time.

Chairwoman VELÁZQUEZ. The question is on the amendment offered by Mr. King. All those in favor say aye.

In the opinion of the Chair, the ayes have it. The amendment is agreed to.

Does any other person seek recognition for offering an amendment?

Ms. Halvorson. I have an amendment at the desk.

Chairwoman VELÁZQUEZ. The Clerk will report the amendment.

The Clerk. An amendment to 2352—

[The information is included in the appendix.]

Chairwoman VELÁZQUEZ. I ask unanimous consent that the amendment be considered as read.

Ms. HALVORSON. Thank you.

My amendment is very simple. It will make surviving spouses eligible for assistance from the SBA's Veterans Business Centers. This will include surviving spouses of Armed Forces members, Reservists, National Guardsmen and veterans.

As the committee is well aware, most small businesses are family enterprises. Surviving spouses of our brave men and women who serve in uniform should be eligible for assistance from the Veteran Business Centers, and my amendment—which is supported by the VFW—will make this possible.

I ask for the committee's support, and I yield back the balance of my time.

Chairwoman VELÁZQUEZ. Thank you.

I strongly support this amendment, and I urge its adoption.

Mr. GOHMERT. Madam Chair, I move to strike the last word.

Chairwoman Velázquez. Yes, Mr. Gohmert.

Mr. Gohmert. I do appreciate the amendment. For those who are familiar with serving in the service, you know that it is not only those that wear the uniform that serve, the spouses do serve. The families serve. I think this is a very thoughtful amendment, and I would encourage others to support it as well.

Thank you, Madam Chair. I yield back.

Chairwoman VELÁZQUEZ. Are there any other members who wish to be recognized on the amendment?

Hearing none, the question is on the amendment offered by Ms. Halvorson. All those in favor say aye.

In the opinion of the Chair, the ayes have it, and the amendment is agreed to.

Does any other member seek recognition for the purpose of offering an amendment?

Seeing no further amendments, the question is on reporting H.R. 2352, as amended.

All those in favor say aye. Those opposed no.

The ayes have it. H.R. 2352, as amended, is reported.

This concludes the committee's business for today.

I ask unanimous consent that the committee is authorized to correct section numbers, cross-references and to make necessary technical and conforming corrections on the bill considered today.

Without objection, so ordered.

This markup is adjourned.

[Whereupon, at 2:35 p.m., the committee was adjourned.]



NYDIA M. VELAZQUEZ, NEW YORK  
CHAIRWOMAN

SAM GRAVES, MISSOURI  
RANKING MEMBER

**Congress of the United States**  
**U.S. House of Representatives**  
**Committee on Small Business**  
2361 Rayburn House Office Building  
Washington, DC 20515-6115

STATEMENT

Of the Honorable Nydia M. Velázquez, Chairwoman  
United States House of Representatives, Committee on Small Business  
Full Committee Mark Up of HR 2352, The Job Creation Through Entrepreneurship Act of 2009  
Wednesday, May 13, 2009

We are here today to mark up HR 2352, the Job Creation Through Entrepreneurship Act of 2009, which reauthorizes and modernizes the SBA's entrepreneurial development programs. This bill expands the resources available to small businesses. In doing so, it will help spur job creation and economic growth.

In their day-to-day operations, small firms are encountering many challenges – from declining revenue to difficulty securing a loan. Given these uncertain times, access to technical assistance is especially critical. In some cases, it can mean the difference between a business's success, and its failure.

Today, small business growth is especially important. With unemployment at a 26-year high, we need entrepreneurs now more than ever. They are the ones who are going to reverse this trend, and produce the jobs our country needs.

Small businesses have a proven track record for job creation. After the recession of the early 1990s, small firms created approximately 3.8 million new positions. That number outdid large firms by half a million. During that time, it was often the laid-off factory worker or the downsized corporate executive who decided to start a business. In fact, nearly 25 percent of downsized managers over the age of 40 started their own firms.

The connection between economic growth and entrepreneurial development is clear. By helping firms increase the efficiency of their businesses, HR2352 will enable them to not only *maintain*, but hopefully *expand* their operations.

I look forward to continuing the Committee's work on this important legislation, and now yield to Ranking Member Graves for his opening remarks.

As the first order of business, we will consider HR 2352, the Job Creation Through Entrepreneurship Act of 2009, introduced by Representatives Shuler and Luetkemeyer.

HR 2352 has strong bipartisan support, and I am proud that 7 members of this Committee – including 5 members from the minority – contributed to it. This bill has the backing of the U.S. Women's Chamber of Commerce, the Association of Enterprise Opportunity, the National Small Business Association, the Veterans of Foreign Wars, and the National Black Chamber of Commerce. In addition, a number of groups have submitted letters in support of the bills that comprise HR 2352.

In Title I, this legislation establishes a Veterans Business Center program within the SBA. That provision will give entrepreneurial training and counseling to veterans. Under this program, Centers will be required to focus on things like entrepreneurial development, counseling through one-on-one instruction, and government procurement assistance. In order to oversee and implement this initiative, a Director position is established. The person will report to the Associate Administrator for Veterans Business Development.

In Title II, the Act creates a distance learning program that will be used to provide entrepreneurial education and training. This will draw on the latest technology, and be of particular use in rural regions that may lack access to such counseling services.

Title III establishes the Office of Native American Affairs within SBA, and designates an Associate Administrator for Native American Affairs to oversee this office.

The responsibilities of the Office include developing and implementing tools and strategies to increase Native American entrepreneurship. In addition, Title III authorizes the SBA to operate a Tribal Business Information Center program, which will direct grants for the purpose of providing Native American populations with business training and entrepreneurial development assistance.

HR 2352 also enhances the Women's Business Center program. It does this by eliminating the current funding disconnect with the sustainability pilot program. Title IV classifies Women's Business Centers into three separate tiers, providing grants over the complete lifecycle of a Center. In particular, this legislation works to establish new centers in historically underserved areas.

Title V modernizes the SCORE program and asks its administrators to actively recruit and maintain volunteer mentors. This requirement will ensure the program reflects socially and economically disadvantaged sectors of the population.

In addition, Title V codifies SCORE's responsibilities, including the establishment of small business mentoring and networking programs.

Title VI modernizes SBA's delivery of entrepreneurial development services. This requires the SBA to develop and submit a plan to Congress for creating jobs through its ED programs. It also requires the SBA to measure program performance and job creation. Additionally, the agency's Entrepreneurial Development programs will have to coordinate with state and local economic development agencies. Finally, this Title creates a web-based portal providing comprehensive information on all of SBA's ED programs.

Meanwhile, Title VII streamlines the Small Business Development Center program, and establishes four new subprograms. Part of this process will refine eligibility guidelines, modernize nationwide guidelines, and place limits on unauthorized pilot programs.

The four SBDC subprograms will encourage the development of new service offerings to entrepreneurs. The access to capital subprogram, for example, will assist local small firms in securing capital and repairing damaged credit. In order to assist firms in winning federal stimulus contracts, a procurement subprogram is established. This will enable SBDCs to work with local agencies in identifying suitable small business contracts.

To encourage innovation, a green entrepreneurs subprogram is created, which will provide instruction in starting a business in the fields of energy efficiency and clean technology. Finally, the Main Street stabilization subprogram offers immediate, expert information and assistance to small firms. Just as importantly, it assists displaced workers interested in starting their own business.

The Committee included specific language in the legislation to ensure funding for these additional subprograms is separate from core SBDC funding. That means the legislation can facilitate the development of specialized services for eligible centers, while protecting core funding for the program.

With a renewed emphasis on entrepreneurship, the nation can emerge from the current recession stronger and more resilient. This bill is a critical step in allowing that to happen, and I urge my colleagues to support its approval.



**Opening Statement for the Full Committee Markup of  
the Job Creation Through Entrepreneurship Act of 2009**

**Sam Graves  
Ranking Member  
Committee on Small Business  
United States House of Representatives  
Washington, DC  
May 13, 2009**

Good Morning. I would like to thank the Chairwoman for holding this markup of the *Job Creation Through Entrepreneurship Act of 2009*. This legislation makes critical changes to the Entrepreneurial Development programs at the SBA at a time when many small business owners across America are struggling every day to stay afloat. I thank the Chairwoman for moving swiftly on this important bill.

The SBA's Entrepreneurial Development Programs provide necessary tools for America's small businesses to not only exist, but to succeed. Many entrepreneurs turn to these programs for assistance in starting their business and for advice in helping their business grow. As we all know, the success or failure of small businesses in large cities and rural towns throughout our nation is a direct reflection of our economic health. Currently, small businesses are finding it increasingly difficult to meet their bottom line much less become a thriving business. Creative methods are being employed by entrepreneurs throughout the country as they try to figure out for themselves how to survive in this new economic climate.

*The Job Creation Through Entrepreneurship Act of 2009* contains vital components that work to increase coordination, streamline duplication in entrepreneurial development programs, and spur job growth. As we have heard from multiple testimonies by those close to the issue, increased coordination among these programs is vital to these services provided by the SBA.

This legislation also modernizes the distance learning function of the SBA by requiring the development of far reaching online courses tailored to today's entrepreneur. This new function will empower small business owners in the most remote areas of the country. In short, this bill sharpens already existing tools employed by the SBA to cultivate one of our nation's greatest natural resources, its entrepreneurs.

Once again, I thank the Chairwoman for holding this timely markup on a very important matter. I yield back.



111TH CONGRESS  
1ST SESSION

# H. R. 2352

To amend the Small Business Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2009

Mr. SHULER (for himself, Mr. LUTKEMEYER, Ms. VELÁZQUEZ, Mr. THOMPSON of Pennsylvania, Mrs. DAHLKEMPER, Mr. BUCHANAN, Mr. NYE, Mr. SCHOCK, Mr. SESTAK, Mr. MOORE of Kansas, Ms. CLARKE, Mr. ALTMIRE, Mr. MICHAUD, Mrs. HALVORSON, and Mr. SCHRADER) introduced the following bill; which was referred to the Committee on Small Business

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## A BILL

To amend 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Job Creation Through Entrepreneurship Act of 2009”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

#### TITLE I—ESTABLISHMENT OF VETERANS BUSINESS CENTER PROGRAM

Sec. 101. Veterans Business Center program.

Sec. 102. Reporting requirement for interagency task force.

**TITLE II—EDUCATING ENTREPRENEURS THROUGH TODAY'S  
TECHNOLOGY**

Sec. 201. Educating entrepreneurs through technology.

**TITLE III—ENHANCING NATIVE AMERICAN ENTREPRENEURSHIP**

Sec. 301. Office of Native American Affairs; Tribal Business Information Centers program.

Sec. 302. Small Business Development Center assistance to Indian tribe members, Alaska Natives, and Native Hawaiians.

**TITLE IV—BROADENING THE WOMEN'S BUSINESS CENTER  
PROGRAM**

Sec. 401. Notification of grants; publication of grant amounts.

Sec. 402. Communications.

Sec. 403. Funding.

Sec. 404. Performance and planning.

Sec. 405. National Women's Business Council.

**TITLE V—SCORE PROGRAM IMPROVEMENTS**

Sec. 501. Expansion of volunteer representation and benchmark reports.

Sec. 502. Mentoring and networking.

Sec. 503. Name of program changed to SCORE.

Sec. 504. Authorization of appropriations.

**TITLE VI—EXPANDING ENTREPRENEURSHIP**

Sec. 601. Expanding entrepreneurship.

**TITLE VII—MODERNIZING THE SMALL BUSINESS DEVELOPMENT  
CENTER PROGRAM**

Sec. 701. Small business development centers operational changes.

Sec. 702. Access to credit and capital.

Sec. 703. Procurement training and assistance.

Sec. 704. Green entrepreneurs training program.

Sec. 705. Main street stabilization.

Sec. 706. Prohibition on program income being used as matching funds.

Sec. 707. Authorization of appropriations.

**1 TITLE I—ESTABLISHMENT OF  
2 VETERANS BUSINESS CENTER  
3 PROGRAM**

**4 SEC. 101. VETERANS BUSINESS CENTER PROGRAM.**

5 Section 32 of the Small Business Act (15 U.S.C.  
6 657b) is amended—

1           (1) in subsection (f), by inserting “(other than  
2       subsections (g), (h), and (i))” after “this section”;  
3       and

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

5       “(g) VETERANS BUSINESS CENTER PROGRAM.—

6           “(1) IN GENERAL.—The Administrator shall es-  
7       tablish a Veterans Business Center program within  
8       the Administration to provide entrepreneurial train-  
9       ing and counseling to veterans in accordance with  
10      this subsection.

11          “(2) DIRECTOR.—The Administrator shall ap-  
12      point a Director of the Veterans Business Center  
13      program, who shall implement and oversee such pro-  
14      gram and who shall report directly to the Associate  
15      Administrator for Veterans Business Development.

16          “(3) DESIGNATION OF VETERANS BUSINESS  
17      CENTERS.—The Director shall establish by regula-  
18      tion an application, review, and notification process  
19      to designate entities as veterans business centers for  
20      purposes of this section. The Director shall make  
21      publicly known the designation of an entity as a vet-  
22      erans business center and the award of a grant to  
23      such center under this subsection.

24          “(4) FUNDING FOR VETERANS BUSINESS CEN-  
25      TERS.—

1           “(A) INITIAL GRANTS.—The Director is  
2           authorized to make a grant (hereinafter in this  
3           subsection referred to as an ‘initial grant’) to  
4           each veterans business center each year for not  
5           more than 5 years in the amount of \$150,000.

6           “(B) GROWTH FUNDING GRANTS.—After a  
7           veterans business center has received 5 years of  
8           initial grants under subparagraph (A), the Di-  
9           rector is authorized to make a grant (herein-  
10          after in this subsection referred to as a ‘growth  
11          funding grant’) to such center each year for not  
12          more than 3 years in the amount of \$100,000.  
13          After such center has received 3 years of  
14          growth funding grants, the Director shall re-  
15          quire such center to meet performance bench-  
16          marks established by the Director to be eligible  
17          for growth funding grants in subsequent years.

18          “(5) CENTER RESPONSIBILITIES.—Each vet-  
19          erans business center receiving a grant under this  
20          subsection shall use the funds primarily on veteran  
21          entrepreneurial development, counseling of veteran-  
22          owned small businesses through one-on-one instruc-  
23          tion and classes, and providing government procure-  
24          ment assistance to veterans.



1           “(6) MATCHING FUNDS.—Each veterans busi-  
2       ness center receiving a grant under this subsection  
3       shall be required to provide a non-Federal match of  
4       50 percent of the Federal funds such center receives  
5       under this subsection. The Director may issue to a  
6       veterans business center, upon request, a waiver  
7       from all or a portion of such matching requirement  
8       upon a determination of hardship.

9           “(7) TARGETED AREAS.—The Director shall  
10      give priority to applications for designations and  
11      grants under this subsection that will establish a  
12      veterans business center in a geographic area, as de-  
13      termined by the Director, that is not currently  
14      served by a veterans business center and in which—

15           “(A) the population of veterans exceeds the  
16      national median of such measure; or

17           “(B) the population of veterans of Oper-  
18      ation Iraqi Freedom or Operation Enduring  
19      Freedom exceeds the national median of such  
20      measure.

21           “(8) TRAINING PROGRAM.—The Director shall  
22      develop and implement, directly or by contract, an  
23      annual training program for the staff and personnel  
24      of designated veterans business centers to provide  
25      education, support, and information on best prac-

1 tices with respect to the establishment and operation  
2 of such centers. The Director shall develop such  
3 training program in consultation with veterans busi-  
4 ness centers, the interagency task force established  
5 under subsection (c), and veterans service organiza-  
6 tions.

7 “(9) INCLUSION OF OTHER ORGANIZATIONS IN  
8 PROGRAM.—Upon the date of the enactment of this  
9 subsection, each Veterans Business Outreach Center  
10 established by the Administrator under the authority  
11 of section 8(b)(17) and each center that received  
12 funds during fiscal year 2006 from the National  
13 Veterans Business Development Corporation estab-  
14 lished under section 33 and that remains in oper-  
15 ation shall be treated as designated as a veterans  
16 business center for purposes of this subsection and  
17 shall be eligible for grants under this subsection.

18 “(10) AUTHORIZATION OF APPROPRIATIONS.—  
19 There is authorized to be appropriated to carry out  
20 this subsection \$10,000,000 for fiscal year 2010 and  
21 \$12,000,000 for fiscal year 2011.

22 “(h) ADDITIONAL GRANTS AVAILABLE TO VETERANS  
23 BUSINESS CENTERS.—

24 “(1) ACCESS TO CAPITAL GRANT PROGRAM.—

1           “(A) IN GENERAL.—The Director of the  
2           Veterans Business Center program shall estab-  
3           lish a grant program under which the Director  
4           is authorized to make, to veterans business cen-  
5           ters designated under subsection (g), grants for  
6           the following:

7                   “(i) Developing specialized programs  
8                   to assist veteran-owned small businesses to  
9                   secure capital and repair damaged credit.

10                   “(ii) Providing informational seminars  
11                   on securing loans to veteran-owned small  
12                   businesses.

13                   “(iii) Providing one-on-one counseling  
14                   to veteran-owned small businesses to im-  
15                   prove the financial presentations of such  
16                   businesses to lenders.

17                   “(iv) Facilitating the access of vet-  
18                   eran-owned small businesses to both tradi-  
19                   tional and non-traditional financing  
20                   sources.

21           “(B) AWARD SIZE.—The Director may not  
22           award a veterans business center more than  
23           \$75,000 in grants under this paragraph.

24           “(C) AUTHORIZATION OF APPROPRIA-  
25           TIONS.—There is authorized to be appropriated

1 to carry out this paragraph \$1,500,000 for each  
2 of fiscal years 2010 and 2011.

3 “(2) PROCUREMENT ASSISTANCE GRANT PRO-  
4 GRAM.—

5 “(A) IN GENERAL.—The Director shall es-  
6 tablish a grant program under which the Direc-  
7 tor is authorized to make, to veterans business  
8 centers designated under subsection (g), grants  
9 for the following:

10 “(i) Assisting veteran-owned small  
11 businesses to identify contracts that are  
12 suitable to such businesses.

13 “(ii) Preparing veteran-owned small  
14 businesses to be ready as subcontractors  
15 and prime contractors for contracts made  
16 available through the American Recovery  
17 and Reinvestment Act of 2009 (Public  
18 Law 111–5) through training and business  
19 advisement, particularly with respect to the  
20 construction trades.

21 “(iii) Providing veteran-owned small  
22 businesses technical assistance with respect  
23 to the Federal procurement process, in-  
24 cluding assisting such businesses to comply

1 with Federal regulations and bonding re-  
2 quirements.

3 “(B) AWARD SIZE.—The Director may not  
4 award a veterans business center more than  
5 \$75,000 in grants under this paragraph.

6 “(C) AUTHORIZATION OF APPROPRIA-  
7 TIONS.—There is authorized to be appropriated  
8 to carry out this paragraph \$1,500,000 for each  
9 of fiscal years 2010 and 2011.

10 “(3) SERVICE-DISABLED VETERAN-OWNED  
11 SMALL BUSINESS GRANT PROGRAM.—

12 “(A) IN GENERAL.—The Director shall es-  
13 tablish a grant program under which the Direc-  
14 tor is authorized to make, to veterans business  
15 centers designated under subsection (g), grants  
16 for the following:

17 “(i) Developing outreach programs for  
18 service-disabled veterans with respect to  
19 the benefits of self-employment.

20 “(ii) Providing tailored training to  
21 service-disabled veterans with respect to  
22 business plan development, marketing,  
23 budgeting, accounting, and merchandising.

1                   “(iii) Assisting service-disabled vet-  
2                   eran-owned small businesses to locate and  
3                   secure business opportunities.

4                   “(B) AWARD SIZE.—The Director may not  
5                   award a veterans business center more than  
6                   \$75,000 in grants under this paragraph.

7                   “(C) AUTHORIZATION OF APPROPRIA-  
8                   TIONS.—There is authorized to be appropriated  
9                   to carry out this paragraph \$1,500,000 for each  
10                  of fiscal years 2010 and 2011.

11                  “(i) VETERANS ENTREPRENEURIAL DEVELOPMENT  
12                  SUMMIT.—

13                  “(1) IN GENERAL.—The Director of the Vet-  
14                  erans Business Center program is authorized to  
15                  carry out an event, once every two years, for the  
16                  purpose of providing networking opportunities, out-  
17                  reach, education, training, and support to veterans  
18                  business centers funded under this section, veteran-  
19                  owned small businesses, veterans service organiza-  
20                  tions, and other entities as determined appropriate  
21                  for inclusion by the Director.

22                  “(2) AUTHORIZATION OF APPROPRIATIONS.—  
23                  There is authorized to be appropriated to carry out  
24                  this subsection \$450,000 for fiscal years 2010 and  
25                  2011.”.

1 **SEC. 102. REPORTING REQUIREMENT FOR INTERAGENCY**  
 2 **TASK FORCE.**

3 Section 32(c) of the Small Business Act (15 U.S.C.  
 4 657b(c)) is amended by adding at the end the following:

5 “(4) REPORT.—The Administrator shall submit  
 6 to Congress biannually a report on the appointments  
 7 made to and activities of the task force.”.

8 **TITLE II—EDUCATING ENTRE-**  
 9 **PRENEURS THROUGH TO-**  
 10 **DAY’S TECHNOLOGY**

11 **SEC. 201. EDUCATING ENTREPRENEURS THROUGH TECH-**  
 12 **NOLOGY.**

13 The Small Business Act (15 U.S.C. 631 et seq.) is  
 14 amended by redesignating section 44 as section 46 and  
 15 by inserting the following new section after section 43:

16 **“SEC. 44. EDUCATING ENTREPRENEURS THROUGH TECH-**  
 17 **NOLOGY.**

18 “(a) PURPOSE.—The purpose of this section is to  
 19 provide high-quality distance learning to potential and ex-  
 20 isting entrepreneurs through the use of technology.

21 “(b) DEFINITION.—As used in this section, the term  
 22 ‘qualified third-party vendor’ means an entity with experi-  
 23 ence in distance learning content or communications tech-  
 24 nology, or both, with the ability to utilize on-line, satellite,  
 25 video-on-demand, and connected community-based organi-  
 26 zations to distribute and conduct distance learning related

1 to entrepreneurship, credit management, financial lit-  
2 eracy, and Federal small business development programs.

3 “(c) AUTHORITY.—The Administrator shall contract  
4 with qualified third-party vendors for entrepreneurial  
5 training content and the development of communications  
6 technology that can distribute content under this section  
7 throughout the United States. The Administrator shall  
8 contract with at least 2 qualified third-party vendors to  
9 develop content.

10 “(d) CONTENT.—The Administrator shall ensure  
11 that the content referred to in subsection (c) is timely and  
12 relevant to entrepreneurial development and can be suc-  
13 cessfully communicated remotely to an audience through  
14 the use of technology. The Administrator shall, to the  
15 maximum extent practicable, promote content that makes  
16 use of technologies that allow for remote interaction by  
17 the content provider with an audience. The Administrator  
18 shall ensure that the content is catalogued and accessible  
19 to small businesses on-line or through other remote tech-  
20 nologies.

21 “(e) COMMUNICATIONS TECHNOLOGY.—The Admin-  
22 istrator shall ensure that the communications technology  
23 referred to in subsection (c) is able to distribute content  
24 throughout all 50 States and the territories of the United  
25 States to small business concerns, home-based businesses,



1 Small Business Development Centers, Women’s Business  
2 Centers, Veterans Business Centers, and the Small Busi-  
3 ness Administration. To the extent possible, the qualified  
4 third-party vendor should deliver the content using  
5 broadband technology.

6 “(f) REPORTS TO CONGRESS.—The Administrator  
7 shall submit a report to Congress 6 months after the date  
8 of the enactment of this section containing an analysis of  
9 the Small Business Administration’s progress in imple-  
10 menting this section. The Administrator shall submit a re-  
11 port to Congress one year after the date of the enactment  
12 of this section and annually thereafter containing the  
13 number of presentations made under this section, the  
14 number of small businesses served under this section, the  
15 extent to which this section resulted in the establishment  
16 of new businesses, and feedback on the usefulness of this  
17 medium in presenting entrepreneurial education through-  
18 out the United States.

19 “(g) AUTHORIZATION OF APPROPRIATIONS.—There  
20 are authorized to be appropriated to carry out this section  
21 \$2,000,000 for each of the fiscal years 2010 and 2011.”.

1 **TITLE III—ENHANCING NATIVE**  
2 **AMERICAN ENTREPRENEURSHIP**

3 **SEC. 301. OFFICE OF NATIVE AMERICAN AFFAIRS; TRIBAL**  
4 **BUSINESS INFORMATION CENTERS PRO-**  
5 **GRAM.**

6 (a) ASSOCIATE ADMINISTRATOR.—Section 4(b)(1) of  
7 the Small Business Act (15 U.S.C. 633(b)(1)) is amend-  
8 ed—

9 (1) by striking “five Associate Administrators”  
10 and inserting “six Associate Administrators”; and

11 (2) by inserting after “vested in the Adminis-  
12 tration.” the following: “One such Associate Admin-  
13 istrator shall be the Associate Administrator for Na-  
14 tive American Affairs, who shall administer the Of-  
15 fice of Native American Affairs established under  
16 section 44.”.

17 (b) ESTABLISHMENT.—The Small Business Act (15  
18 U.S.C. 631 et seq.) is amended by inserting after section  
19 44, as added by section 201 of this Act, the following:

20 **“SEC. 45. OFFICE OF NATIVE AMERICAN AFFAIRS AND**  
21 **TRIBAL BUSINESS INFORMATION CENTERS**  
22 **PROGRAM.**

23 “(a) OFFICE OF NATIVE AMERICAN AFFAIRS.—

24 “(1) ESTABLISHMENT.—There is established in  
25 the Administration an Office of Native American Af-

1       fairs (hereinafter referred to in this subsection as  
2       the ‘Office’).

3               “(2) ASSOCIATE ADMINISTRATOR.—The Office  
4       shall be administered by an Associate Administrator  
5       appointed under section 4(b)(1).

6               “(3) RESPONSIBILITIES.—The Office shall have  
7       the following responsibilities:

8                       “(A) Developing and implementing tools  
9                       and strategies to increase Native American en-  
10                      trepreneurship.

11                     “(B) Expanding the access of Native  
12                     American entrepreneurs to business training,  
13                     capital, and Federal small business contracts.

14                     “(C) Expanding outreach to Native Amer-  
15                     ican communities and aggressively marketing  
16                     entrepreneurial development services to such  
17                     communities.

18                     “(D) Representing the Administration with  
19                     respect to Native American economic develop-  
20                     ment matters.

21               “(4) COORDINATION AND OVERSIGHT FUNC-  
22       TION.—The Office shall provide oversight with re-  
23       spect to and assist the implementation of all Admin-  
24       istration initiatives relating to Native American en-  
25       trepreneurial development.

1           “(5) AUTHORIZATION OF APPROPRIATIONS.—

2       To carry out this subsection, there is authorized to  
3       be appropriated to the Administrator \$2,000,000 for  
4       each of fiscal years 2010 and 2011.

5       “(b) TRIBAL BUSINESS INFORMATION CENTERS  
6 PROGRAM.—

7           “(1) ESTABLISHMENT.—The Administrator is  
8       authorized to operate, alone or in coordination with  
9       other Federal departments and agencies, a Tribal  
10      Business Information Centers program that provides  
11      Native American populations with business training  
12      and entrepreneurial development assistance.

13          “(2) DESIGNATION OF CENTERS.—The Admin-  
14      istrator shall designate entities as centers under the  
15      Tribal Business Information Centers program.

16          “(3) ADMINISTRATION SUPPORT.—The Admin-  
17      istrator may contribute agency personnel and re-  
18      sources to the centers designated under paragraph  
19      (2) to carry out this subsection.

20          “(4) GRANT PROGRAM.—The Administrator is  
21      authorized to make grants of not more than  
22      \$300,000 to centers designated under paragraph (2)  
23      for the purpose of providing Native Americans the  
24      following:

25           “(A) Business workshops.

1           “(B) Individualized business counseling.  
2           “(C) Entrepreneurial development train-  
3           ing.  
4           “(D) Access to computer technology and  
5           other resources to start or expand a business.  
6           “(5) REGULATIONS.—The Administrator shall  
7           by regulation establish a process for designating cen-  
8           ters under paragraph (2) and making the grants au-  
9           thorized under paragraph (4).  
10          “(6) DEFINITION OF ADMINISTRATOR.—In this  
11          subsection, the term ‘Administrator’ means the Ad-  
12          ministrator, acting through the Associate Adminis-  
13          trator administering the Office of Native American  
14          Affairs.  
15          “(7) AUTHORIZATION OF APPROPRIATIONS.—  
16          To carry out this subsection, there is authorized to  
17          be appropriated to the Administrator \$15,000,000  
18          for fiscal year 2010 and \$17,000,000 for fiscal year  
19          2011.  
20          “(c) DEFINITION OF NATIVE AMERICAN.—The term  
21          ‘Native American’ means an Indian tribe member, Alaska  
22          Native, or Native Hawaiian as such are defined in section  
23          21(a)(8) of this Act.”.

1 **SEC. 302. SMALL BUSINESS DEVELOPMENT CENTER AS-**  
 2 **SISTANCE TO INDIAN TRIBE MEMBERS, ALAS-**  
 3 **KA NATIVES, AND NATIVE HAWAIIANS.**

4 (a) IN GENERAL.—Section 21(a) of the Small Busi-  
 5 ness Act (15 U.S.C. 648(a)) is amended by adding at the  
 6 end the following:

7 “(8) ADDITIONAL GRANT TO ASSIST INDIAN  
 8 TRIBE MEMBERS, ALASKA NATIVES, AND NATIVE HA-  
 9 WAIANS.—

10 “(A) IN GENERAL.—Any applicant in an  
 11 eligible State that is funded by the Administra-  
 12 tion as a Small Business Development Center  
 13 may apply for an additional grant to be used  
 14 solely to provide services described in subsection  
 15 (c)(3) to assist with outreach, development, and  
 16 enhancement on Indian lands of small business  
 17 startups and expansions owned by Indian tribe  
 18 members, Alaska Natives, and Native Hawai-  
 19 ians.

20 “(B) ELIGIBLE STATES.—For purposes of  
 21 subparagraph (A), an eligible State is a State  
 22 that has a combined population of Indian tribe  
 23 members, Alaska Natives, and Native Hawai-  
 24 ians that comprises at least 1 percent of the  
 25 State’s total population, as shown by the latest  
 26 available census.

1 “(C) GRANT APPLICATIONS.—An applicant  
2 for a grant under subparagraph (A) shall sub-  
3 mit to the Administration an application that is  
4 in such form as the Administration may re-  
5 quire. The application shall include information  
6 regarding the applicant’s goals and objectives  
7 for the services to be provided using the grant,  
8 including—

9 “(i) the capability of the applicant to  
10 provide training and services to a rep-  
11 resentative number of Indian tribe mem-  
12 bers, Alaska Natives, and Native Hawai-  
13 ians;

14 “(ii) the location of the Small Busi-  
15 ness Development Center site proposed by  
16 the applicant;

17 “(iii) the required amount of grant  
18 funding needed by the applicant to imple-  
19 ment the program; and

20 “(iv) the extent to which the applicant  
21 has consulted with local tribal councils.

22 “(D) APPLICABILITY OF GRANT REQUIRE-  
23 MENTS.—An applicant for a grant under sub-  
24 paragraph (A) shall comply with all of the re-  
25 quirements of this section, except that the

1 matching funds requirements under paragraph  
2 (4)(A) shall not apply.

3 “(E) MAXIMUM AMOUNT OF GRANTS.—No  
4 applicant may receive more than \$300,000 in  
5 grants under this paragraph for any fiscal year.

6 “(F) REGULATIONS.—After providing no-  
7 tice and an opportunity for comment and after  
8 consulting with the Association recognized by  
9 the Administration pursuant to paragraph  
10 (3)(A) (but not later than 180 days after the  
11 date of enactment of this paragraph), the Ad-  
12 ministration shall issue final regulations to  
13 carry out this paragraph, including regulations  
14 that establish—

15 “(i) standards relating to educational,  
16 technical, and support services to be pro-  
17 vided by Small Business Development Cen-  
18 ters receiving assistance under this para-  
19 graph; and

20 “(ii) standards relating to any work  
21 plan that the Administration may require a  
22 Small Business Development Center receiv-  
23 ing assistance under this paragraph to de-  
24 velop.



1           “(G) ADVICE OF LOCAL TRIBAL ORGANIZA-  
2           TIONS.—A Small Business Development Center  
3           receiving a grant under this paragraph shall re-  
4           quest the advice of a tribal organization on how  
5           best to provide assistance to Indian tribe mem-  
6           bers, Alaska Natives, and Native Hawaiians  
7           and where to locate satellite centers to provide  
8           such assistance.

9           “(H) DEFINITIONS.—In this paragraph,  
10          the following definitions apply:

11           “(i) INDIAN LANDS.—The term ‘In-  
12          dian lands’ has the meaning given the term  
13          ‘Indian country’ in section 1151 of title 18,  
14          United States Code, the meaning given the  
15          term ‘Indian reservation’ in section 151.2  
16          of title 25, Code of Federal Regulations  
17          (as in effect on the date of enactment of  
18          this paragraph), and the meaning given  
19          the term ‘reservation’ in section 4 of the  
20          Indian Child Welfare Act of 1978 (25  
21          U.S.C. 1903).

22           “(ii) INDIAN TRIBE.—The term ‘In-  
23          dian tribe’ means any band, nation, or or-  
24          ganized group or community of Indians lo-  
25          cated in the contiguous United States, and

1 the Metlakatla Indian Community, whose  
2 members are recognized as eligible for the  
3 services provided to Indians by the Sec-  
4 retary of the Interior because of their sta-  
5 tus as Indians.

6 “(iii) INDIAN TRIBE MEMBER.—The  
7 term ‘Indian tribe member’ means a mem-  
8 ber of an Indian tribe (other than an Alas-  
9 ka Native).

10 “(iv) ALASKA NATIVE.—The term  
11 ‘Alaska Native’ has the meaning given the  
12 term ‘Native’ in section 3(b) of the Alaska  
13 Native Claims Settlement Act (43 U.S.C.  
14 1602(b)).

15 “(v) NATIVE HAWAIIAN.—The term  
16 ‘Native Hawaiian’ means any individual  
17 who is—

18 “(I) a citizen of the United  
19 States; and

20 “(II) a descendant of the aborigi-  
21 nal people, who prior to 1778, occu-  
22 pied and exercised sovereignty in the  
23 area that now constitutes the State of  
24 Hawaii.

1           “(vi) TRIBAL ORGANIZATION.—The  
2           term ‘tribal organization’ has the meaning  
3           given that term in section 4(l) of the In-  
4           dian Self-Determination and Education  
5           Assistance Act (25 U.S.C. 450b(l)).

6           “(I) AUTHORIZATION OF APPROPRIA-  
7           TIONS.—There is authorized to be appropriated  
8           to carry out this paragraph \$7,000,000 for each  
9           of fiscal years 2010 and 2011.

10          “(J) FUNDING LIMITATIONS.—

11               “(i) NONAPPLICABILITY OF CERTAIN  
12           LIMITATIONS.—Funding under this para-  
13           graph shall be in addition to the dollar  
14           program limitations specified in paragraph  
15           (4).

16               “(ii) LIMITATION ON USE OF  
17           FUNDS.—The Administration may carry  
18           out this paragraph only with amounts ap-  
19           propriated in advance specifically to carry  
20           out this paragraph.”.

1 **TITLE IV—BROADENING THE**  
2 **WOMEN’S BUSINESS CENTER**  
3 **PROGRAM**

4 **SEC. 401. NOTIFICATION OF GRANTS; PUBLICATION OF**  
5 **GRANT AMOUNTS.**

6 Section 29 of the Small Business Act (15 U.S.C. 656)  
7 is amended by adding the following new subsection at the  
8 end thereof:

9 “(o) NOTIFICATION OF GRANTS; PUBLICATION OF  
10 GRANT AMOUNTS.—The Administrator shall disburse  
11 funds to a women’s business center not later than one  
12 month after the center’s application is approved under this  
13 section. At the end of each fiscal year the Administrator  
14 (acting through the Office of Women’s Business owner-  
15 ship) shall publish on the Administration’s website a re-  
16 port setting forth the total amount of the grants made  
17 under this Act to each women’s business center in the fis-  
18 cal year for which the report is issued, the total amount  
19 of such grants made in each prior fiscal year to each such  
20 center, and the total amount of private matching funds  
21 provided by each such center over the lifetime of the cen-  
22 ter.”.

1 **SEC. 402. COMMUNICATIONS.**

2 Section 29 of the Small Business Act (15 U.S.C.  
3 656), as amended, is further amended by adding the fol-  
4 lowing new subsection at the end thereof:

5 “(p) **COMMUNICATIONS.**—The Administrator shall  
6 establish, by rule, a standardized process to communicate  
7 with women’s business centers regarding program admin-  
8 istration matters, including reimbursement, regulatory  
9 matters, and programmatic changes. The Administrator  
10 shall notify each women’s business center of the oppor-  
11 tunity for notice and comment on the proposed rule.”.

12 **SEC. 403. FUNDING.**

13 (a) **FORMULA.**—Section 29(b) of the Small Business  
14 Act (15 U.S.C. 656(b)) is amended to read as follows:

15 “(b) **AUTHORITY.**—

16 “(1) **IN GENERAL.**—The Administrator may  
17 provide financial assistance to private nonprofit or-  
18 ganizations to conduct projects for the benefit of  
19 small business concerns owned and controlled by  
20 women. The projects shall provide—

21 “(A) financial assistance, including train-  
22 ing and counseling in how to apply for and se-  
23 cure business credit and investment capital,  
24 preparing and presenting financial statements,  
25 and managing cash flow and other financial op-  
26 erations of a business concern;

1           “(B) management assistance, including  
2           training and counseling in how to plan, orga-  
3           nize, staff, direct, and control each major activ-  
4           ity and function of a small business concern;  
5           and

6           “(C) marketing assistance, including train-  
7           ing and counseling in identifying and seg-  
8           menting domestic and international market op-  
9           portunities, preparing and executing marketing  
10          plans, developing pricing strategies, locating  
11          contract opportunities, negotiating contracts,  
12          and utilizing varying public relations and adver-  
13          tising techniques.

14          “(2) TIERS.—The Administrator shall provide  
15          assistance under paragraph (1) in 3 tiers of assist-  
16          ance as follows:

17               “(A) The first tier shall be to conduct a 5-  
18               year project in a situation where a project has  
19               not previously been conducted. Such a project  
20               shall be in a total amount of not more than  
21               \$150,000 per year.

22               “(B) The second tier shall be to conduct a  
23               3-year project in a situation where a first-tier  
24               project is being completed. Such a project shall

1 be in a total amount of not more than  
2 \$100,000 per year.

3 “(C) The third tier shall be to conduct a  
4 3-year project in a situation where a second-tier  
5 project is being completed. Such a project shall  
6 be in a total amount of not more than  
7 \$100,000 per year. Third-tier grants shall be  
8 renewable subject to established eligibility cri-  
9 teria as well as criteria in subsection (b)(4).

10 “(3) ALLOCATION OF FUNDS.—Of the amounts  
11 made available for assistance under this subsection,  
12 the Administrator shall allocate—

13 “(A) at least 40 percent for first-tier  
14 projects under paragraph (2)(A);

15 “(B) 20 percent for second-tier projects  
16 under paragraph (2)(B); and

17 “(C) the remainder for third-tier projects  
18 under paragraph (2)(C).

19 “(4) BENCHMARKS FOR THIRD-TIER  
20 PROJECTS.—In awarding third-tier projects under  
21 paragraph (2)(C), the Administrator shall use  
22 benchmarks based on socio-economic factors in the  
23 community and on the performance of the applicant.  
24 The benchmarks shall include—

1           “(A) the total number of women served by  
2           the project;

3           “(B) the proportion of low income women  
4           and socio-economic distribution of clients served  
5           by the project;

6           “(C) the proportion of individuals in the  
7           community that are socially or economically dis-  
8           advantaged (based on median income);

9           “(D) the future fund-raising and service  
10          coordination plans;

11          “(E) the diversity of services provided; and

12          “(F) geographic distribution within and  
13          across the 10 regions of the Small Business Ad-  
14          ministration.”.

15          (b) MATCHING.—Subparagraphs (A) and (B) of sec-  
16          tion 29(c)(1) of the Small Business Act (15 U.S.C.  
17          656(c)(1)) are amended to read as follows:

18                 “(A) For the first and second years of the  
19                 project, 1 non-Federal dollar for each 2 Federal  
20                 dollars.

21                 “(B) Each year after the second year of  
22                 the project—

23                         “(i) 1 non-Federal dollar for each  
24                         Federal dollar; or



1                   “(ii) if the center is in a community  
2                   at least 50 percent of the population of  
3                   which is below the median income for the  
4                   State or United States territory in which  
5                   the center is located, 1 non-Federal dollar  
6                   for each 2 Federal dollars.”.

7           (e) AUTHORIZATION.—Section 20 of the Small Busi-  
8   ness Act (15 U.S.C. 631 note) is amended by inserting  
9   the following new subsection after subsection (e):

10          “(f) WOMEN’S BUSINESS CENTERS.—There is au-  
11   thorized to be appropriated for purposes of grants under  
12   section 29 to women’s business centers not more than  
13   \$20,000,000 in fiscal year 2010 and not more than  
14   \$22,000,000 in fiscal year 2011.”.

15   **SEC. 404. PERFORMANCE AND PLANNING.**

16          (a) IN GENERAL.—Section 29(h)(1) of the Small  
17   Business Act (15 U.S.C. 656(h)(1)) is amended by strik-  
18   ing the “and” at the end of subparagraph (A), redesign-  
19   ing subparagraph (B) as subparagraph (D), and in-  
20   serting the following new subparagraphs after subpara-  
21   graph (A):

22                   “(B) establish performance measures, tak-  
23                   ing into account the demographic differences of  
24                   populations served by women’s business centers,  
25                   which measures shall include—

1 “(i) outcome-based measures of the  
2 amount of job creation or economic activity  
3 generated in the local community as a re-  
4 sult of efforts made and services provided  
5 by each women’s business center, and

6 “(ii) service-based measures of the  
7 amount of services provided to individuals  
8 and small business concerns served by each  
9 women’s business center;

10 “(C) require each women’s business center  
11 to submit an annual plan for the next year that  
12 includes the center’s funding sources and  
13 amounts, strategies for increasing outreach to  
14 women-owned businesses, strategies for increas-  
15 ing job growth in the community, and other  
16 content as determined by the Administrator;  
17 and”.

18 (b) CONFORMING AMENDMENT.—Section 29(h)(1) of  
19 the Small Business Act (15 U.S.C. 656(h)(1)), as amend-  
20 ed, is further amended by adding the following at the end  
21 thereof:

22 “The Administrator’s evaluation of each women’s  
23 business center as required by this subsection shall  
24 be in part based on the performance measures under  
25 subparagraphs (B) and (C). These measures and the

1 Administrator's evaluations thereof shall be made  
2 publicly available.”.

3 **SEC. 405. NATIONAL WOMEN'S BUSINESS COUNCIL.**

4 The Women's Business Ownership Act of 1988 is  
5 amended as follows:

6 (1) In section 409(a) (15 U.S.C. 7109(a)), add  
7 the following at the end thereof: “Such studies shall  
8 include a study on the impact of the 2008–2009 fi-  
9 nancial markets crisis on women-owned businesses,  
10 and a study of the use of the Small Business Admin-  
11 istration's programs by women-owned businesses.”.

12 (2) In section 410(a) (15 U.S.C. 7110(a)),  
13 strike out “2001 through 2003” and insert “2010  
14 and 2011”.

15 **TITLE V—SCORE PROGRAM**  
16 **IMPROVEMENTS**

17 **SEC. 501. EXPANSION OF VOLUNTEER REPRESENTATION**  
18 **AND BENCHMARK REPORTS.**

19 (a) EXPANSION OF VOLUNTEER REPRESENTA-  
20 TION.—Section 8(b)(1)(B) of the Small Business Act (15  
21 U.S.C. 637(b)(1)(B)) is amended by inserting “(i)” after  
22 “(B)” and by adding at the end the following:

23 “(ii) The Administrator shall ensure that  
24 SCORE, established under this subparagraph, car-  
25 ries out a plan to increase the proportion of mentors

1 who are from socially or economically disadvantaged  
2 backgrounds and, on an annual basis, reports to the  
3 Administrator on the implementation of this sub-  
4 paragraph.”.

5 (b) BENCHMARK REPORTS.—Section 8(b)(1)(B) of  
6 the Small Business Act (15 U.S.C. 637(b)(1)(B)), as  
7 amended, is further amended by adding at the end the  
8 following:

9 “(iii) The Administrator shall ensure that  
10 SCORE, established under this subparagraph, estab-  
11 lishes benchmarks for use in evaluating the perform-  
12 ance of its activities and the performance of its vol-  
13 unteers. The benchmarks shall include benchmarks  
14 relating to the demographic characteristics and the  
15 geographic characteristics of persons assisted by  
16 SCORE, benchmarks relating to the hours spent  
17 mentoring by volunteers, and benchmarks relating to  
18 the performance of the persons assisted by SCORE.  
19 SCORE shall report, on an annual basis, to the Ad-  
20 ministrator the extent to which the benchmarks es-  
21 tablished under this clause are being attained.”.

22 **SEC. 502. MENTORING AND NETWORKING.**

23 Section 8(b)(1)(B) of the Small Business Act (15  
24 U.S.C. 637(b)(1)(B)), as amended, is further amended by  
25 adding at the end the following:

1           “(iv) The Administrator shall ensure that  
 2       SCORE, established under this subparagraph, estab-  
 3       lishes a mentoring program for small business con-  
 4       cerns that provides one-on-one advice to small busi-  
 5       ness concerns from qualified counselors. For pur-  
 6       poses of this clause, qualified counselors are coun-  
 7       selors with at least 10 years experience in the indus-  
 8       try sector or area of responsibility of the small busi-  
 9       ness concern seeking advice.

10           “(v) The Administrator shall carry out a net-  
 11       working program through SCORE, established  
 12       under this subparagraph, that provides small busi-  
 13       ness concerns with the opportunity to make business  
 14       contacts in their industry or geographic region.”.

15   **SEC. 503. NAME OF PROGRAM CHANGED TO SCORE.**

16       (a) NAME CHANGE.—The Small Business Act is  
 17       amended as follows:

18           (1) In section 8(b)(1)(B) (15 U.S.C.  
 19       637(b)(1)(B)), by striking “Executives (SCORE)”  
 20       and inserting “Executives (in this Act referred to as  
 21       ‘SCORE’)”.

22           (2) In section 7(m)(3)(A)(i)(VIII) (15 U.S.C.  
 23       636(m)(3)(A)(i)(VIII)), by striking “the Service  
 24       Corps of Retired Executives” and inserting  
 25       “SCORE”.

1 (3) In section 20 (15 U.S.C. 631 note)—

2 (A) in subsection (d)(1)(E), by striking  
3 “the Service Corps of Retired Executives pro-  
4 gram” and inserting “SCORE”; and

5 (B) in subsection (e)(1)(E), by striking  
6 “the Service Corps of Retired Executives pro-  
7 gram” and inserting “SCORE”.

8 (4) In section 33(b)(2) (15 U.S.C. 657c(b)(2)),  
9 by striking “Service Corps of Retired Executives”  
10 and inserting “SCORE”.

11 (b) ELIMINATION OF ACE.—Section 8(b)(1)(B) of  
12 the Small Business Act (15 U.S.C. 637(b)(1)(B)), as  
13 amended, is further amended by striking “and an Active  
14 Corps of Executive (ACE)”.

15 **SEC. 504. AUTHORIZATION OF APPROPRIATIONS.**

16 Section 20 of the Small Business Act (15 U.S.C. 631  
17 note), as amended by section 403(c) of this Act, is further  
18 amended by inserting the following new subsection after  
19 subsection (f):

20 “(g) AUTHORIZATION OF APPROPRIATIONS FOR  
21 SCORE.—There is authorized to be appropriated  
22 \$7,000,000 for SCORE under section 8(b)(1) for each of  
23 the fiscal years 2010 and 2011.”.

1           **TITLE VI—EXPANDING**  
2           **ENTREPRENEURSHIP**

3   **SEC. 601. EXPANDING ENTREPRENEURSHIP.**

4       Section 4 of the Small Business Act (15 U.S.C. 633)  
5 is amended by adding at the end the following:

6       “(g) MANAGEMENT AND DIRECTION.—

7           “(1) PLAN FOR ENTREPRENEURIAL DEVELOP-  
8       MENT AND JOB CREATION STRATEGY.—The Admin-  
9       istrator shall develop and submit to Congress a plan,  
10      in consultation with a representative from each of  
11      the agency’s entrepreneurial development programs,  
12      for using the Small Business Administration’s entre-  
13      preneurial development programs as a catalyst for  
14      job creation for fiscal years 2009 and 2010. The  
15      plan shall include the Administration’s plan for  
16      drawing on existing programs, including Small Busi-  
17      ness Development Centers, Women’s Business Cen-  
18      ters, SCORE, Veterans Business Centers, Native  
19      American Outreach, and other appropriate pro-  
20      grams. The Administrator shall identify a strategy  
21      for each Administration region to create or retain  
22      jobs through Administration programs. The Admin-  
23      istrator shall identify, in consultation with appro-  
24      priate personnel from entrepreneurial development  
25      programs, performance measures and criteria, in-

1 including job creation, job retention, and job retrain-  
2 ing goals, to evaluate the success of the Administra-  
3 tion's actions regarding these efforts.

4 “(2) DATA COLLECTION PROCESS.—The Ad-  
5 ministrator shall, after notice and opportunity for  
6 comment, promulgate a rule to develop and imple-  
7 ment a consistent data collection process to cover all  
8 entrepreneurial development programs. Such data  
9 collection process shall include data relating to job  
10 creation, performance, and any other data deter-  
11 mined appropriate by the Administrator with respect  
12 to the Administration's entrepreneurial development  
13 programs.

14 “(3) COORDINATION AND ALIGNMENT OF SBA  
15 ENTREPRENEURIAL DEVELOPMENT PROGRAMS.—  
16 The Administrator shall submit annually to Con-  
17 gress, in consultation with other Federal depart-  
18 ments and agencies as appropriate, a report on op-  
19 portunities to foster coordination, limit duplication,  
20 and improve program delivery for Federal entrepre-  
21 neurial development programs.

22 “(4) DATABASE OF ENTREPRENEURIAL DEVEL-  
23 OPMENT SERVICE PROVIDERS.—The Administrator  
24 shall, after a period of 60 days for public comment,  
25 establish a database of providers of entrepreneurial



1 development services and, make such database avail-  
2 able through the Administration's Web site. The  
3 database shall be searchable by industry, geography,  
4 and service required.

5 “(5) COMMUNITY SPECIALIST.—The Adminis-  
6 trator shall designate not less than one staff member  
7 in each Administration district office as a commu-  
8 nity specialist who has as their full-time responsi-  
9 bility working with local entrepreneurial development  
10 service providers to increase coordination with Fed-  
11 eral resources. The Administrator shall develop  
12 benchmarks for measuring the performance of com-  
13 munity specialists under this subsection.

14 “(6) ENTREPRENEURIAL DEVELOPMENT POR-  
15 TAL.—The Administrator shall publish a design for  
16 a Web-based portal to provide comprehensive infor-  
17 mation on the Administration's entrepreneurial de-  
18 velopment programs. After a period of 60 days for  
19 public comment, the Administrator shall establish  
20 such portal and—

21 “(A) integrate under one Web portal,  
22 Small Business Development Centers, Women's  
23 Business Centers, SCORE, Veterans Business  
24 Centers, the Administration's distance learning  
25 program, and other programs as appropriate;

1           “(B) revise the Administration’s primary  
2           Web site so that the Web portal described in  
3           subparagraph (A) is available as a link on the  
4           main Web page of the Web site;

5           “(C) increase consumer-oriented content  
6           on the Administration’s Web site and focus on  
7           promoting access to business solutions, includ-  
8           ing marketing, financing, and human resources  
9           planning;

10          “(D) establish relevant Web content aggre-  
11          gated by industry segment, stage of business  
12          development, level of need, and include referral  
13          links to appropriate Administration services, in-  
14          cluding financing, training and counseling, and  
15          procurement assistance; and

16          “(E) provide style guidelines and links for  
17          visitors to the Administration’s Web site to be  
18          able to comment on and evaluate the materials  
19          in terms of their usefulness.

20          “(7) PILOT PROGRAMS.—The Administrator  
21          may not conduct any pilot program for a period of  
22          greater than 3 years if the program conflicts with,  
23          or uses the resources of, any of the entrepreneurial  
24          development programs authorized under section

1 8(b)(1)(B), 21, 29, 32, or any other provision of this  
 2 Act.”.

3 **TITLE VII—MODERNIZING THE**  
 4 **SMALL BUSINESS DEVELOP-**  
 5 **MENT CENTER PROGRAM**

6 **SEC. 701. SMALL BUSINESS DEVELOPMENT CENTERS OPER-**  
 7 **ATIONAL CHANGES.**

8 (a) ACCREDITATION REQUIREMENT.—Section  
 9 21(a)(1) of the Small Business Act (15 U.S.C. 648(a)(1))  
 10 is amended as follows:

11 (1) In the proviso, by inserting before “institu-  
 12 tion” the following: “accredited”.

13 (2) In the sentence beginning “The Administra-  
 14 tion shall”, by inserting before “institutions” the fol-  
 15 lowing: “accredited”.

16 (3) By adding at the end the following new sen-  
 17 tence: “In this paragraph, the term ‘accredited insti-  
 18 tution of higher education’ means an institution that  
 19 is accredited as described in section 101(a)(5) of the  
 20 Higher Education Act of 1965 (20 U.S.C.  
 21 1001(a)(5)).”.

22 (b) PROGRAM NEGOTIATIONS.—Section 21(a)(3) of  
 23 the Small Business Act (15 U.S.C. 648(a)(3)) is amended  
 24 in the matter before subparagraph (A), by inserting before  
 25 “agreed” the following: “mutually”.

1 (c) CONTRACT NEGOTIATIONS.—Section 21(a)(3)(A)  
2 of the Small Business Act (15 U.S.C. 648(a)(3)(A)) is  
3 amended by inserting after “uniform negotiated” the fol-  
4 lowing: “mutually agreed to”.

5 (d) SBDC HIRING.—Section 21(c)(2)(A) of the  
6 Small Business Act (15 U.S.C. 648(c)(2)(A)) is amended  
7 by inserting after “full-time staff” the following: “, the  
8 hiring of which shall be at the sole discretion of the center  
9 without the need for input or approval from any officer  
10 or employee of the Administration”.

11 (e) CONTENT OF CONSULTATIONS.—Section  
12 21(a)(7)(A) of the Small Business Act (15 U.S.C.  
13 648(a)(7)(A)) is amended in the matter before clause (i)  
14 by inserting after “under this section” the following: “,  
15 or the content of any consultation with such an individual  
16 or small business concern,”.

17 (f) AMOUNTS FOR ADMINISTRATIVE EXPENSES.—  
18 Section 21(a)(4)(C)(v)(I) of the Small Business Act (15  
19 U.S.C. 648(a)(4)(C)(v)(I)) is amended to read as follows:

20 “(I) IN GENERAL.—Of the amounts  
21 made available in any fiscal year to carry  
22 out this section, not more than \$500,000  
23 may be used by the Administration to pay  
24 expenses enumerated in subparagraphs (B)  
25 through (D) of section 20(a)(1).”.

1 (g) NON-MATCHING PORTABILITY GRANTS.—Section  
2 21(a)(4)(C)(viii) of the Small Business Act (15 U.S.C.  
3 648(a)(4)(C)(viii)) is amended by adding at the end the  
4 following: “In the event of a disaster, the dollar limitation  
5 in the preceding sentence shall not apply.”.

6 (h) DISTRIBUTION TO SBDCs.—Section 21(b) of the  
7 Small Business Act (15 U.S.C. 648(b)) is amended by  
8 adding at the end the following new paragraph:

9 “(4) LIMITATION ON DISTRIBUTION TO SMALL BUSI-  
10 NESS DEVELOPMENT CENTERS.—

11 “(A) IN GENERAL.—Except as otherwise pro-  
12 vided in this paragraph, the Administration shall not  
13 distribute funds to a Small Business Development  
14 Center if the State in which the Small Business De-  
15 velopment Center is located is served by more than  
16 one Small Business Development Center.

17 “(B) UNAVAILABILITY EXCEPTION.—The Ad-  
18 ministration may distribute funds to a maximum of  
19 2 Small Business Development Centers in any State  
20 if no applicant has applied to serve the entire State.

21 “(C) GRANDFATHER CLAUSE.—The limitations  
22 in this paragraph shall not apply to any State in  
23 which more than one Small Business Development  
24 Center received funding prior to January 1, 2007.

1           “(D) DEFINITION.—For the purposes of this  
 2       paragraph, the term ‘Small Business Development  
 3       Center’ means the entity selected by the Administra-  
 4       tion to receive funds pursuant to the funding for-  
 5       mula set forth in subsection (a)(4), without regard  
 6       to the number of sites for service delivery such enti-  
 7       ty establishes or funds.”.

8       (i) WOMEN’S BUSINESS CENTERS.—Section 21(a)(1)  
 9       of the Small Business Act (15 U.S.C. 648(a)(1)), as  
 10      amended, is further amended by striking “and women’s  
 11      business centers operating pursuant to section 29” and  
 12      by striking “or a women’s business center operating pur-  
 13      suant to section 29.”

14   **SEC. 702. ACCESS TO CREDIT AND CAPITAL.**

15       Section 21 of the Small Business Act (15 U.S.C. 648)  
 16      is amended by adding at the end the following new sub-  
 17      section:

18       “(o) ACCESS TO CREDIT AND CAPITAL PROGRAM.—

19           “(1) IN GENERAL.—The Administration shall  
 20       establish a grant program for small business devel-  
 21       opment centers in accordance with this subsection.  
 22       To be eligible for the program, a small business de-  
 23       velopment center must be in good standing and com-  
 24       ply with the other requirements of this section.

1 Funds made available through the program shall be  
2 used to—

3 “(A) develop specialized programs to assist  
4 local small business concerns in securing capital  
5 and repairing damaged credit;

6 “(B) provide informational seminars on se-  
7 curing credit and loans;

8 “(C) provide one-on-one counseling with  
9 potential borrowers to improve financial presen-  
10 tations to lenders; and

11 “(D) facilitate borrowers’ access to non-  
12 traditional financing sources, as well as tradi-  
13 tional lending sources.

14 “(2) AWARD SIZE LIMIT.—The Administration  
15 may not award an entity more than \$300,000 in  
16 grant funds under this subsection.

17 “(3) AUTHORITY.—Subject to amounts ap-  
18 proved in advance in appropriations Acts and sepa-  
19 rate from amounts approved to carry out the pro-  
20 gram established in subsection (a)(1), the Adminis-  
21 tration may make grants or enter into cooperative  
22 agreements to carry out this subsection.

23 “(4) AUTHORIZATION.—There is authorized to  
24 be appropriated not more than \$2,500,000 for the

1 purposes of carrying out this subsection for each of  
 2 the fiscal years 2010 and 2011.”.

3 **SEC. 703. PROCUREMENT TRAINING AND ASSISTANCE.**

4 Section 21 of the Small Business Act (15 U.S.C.  
 5 648), as amended, is further amended by adding at the  
 6 end the following new subsection:

7 “(p) PROCUREMENT TRAINING AND ASSISTANCE.—

8 “(1) IN GENERAL.—The Administration shall  
 9 establish a grant program for small business devel-  
 10 opment centers in accordance with this subsection.  
 11 To be eligible for the program, a small business de-  
 12 velopment center must be in good standing and com-  
 13 ply with the other requirements of this section.  
 14 Funds made available through the program shall be  
 15 used to—

16 “(A) work with local agencies to identify  
 17 contracts that are suitable for local small busi-  
 18 ness concerns;

19 “(B) prepare small businesses to be ready  
 20 as subcontractors and prime contractors for  
 21 contracts made available under the American  
 22 Recovery and Reinvestment Act of 2009 (Public  
 23 Law 111–5) through training and business ad-  
 24 visement, particularly in the construction  
 25 trades; and



1           “(C) provide technical assistance regarding  
2           the Federal procurement process, including as-  
3           sisting small business concerns to comply with  
4           federal regulations and bonding requirements.

5           “(2) AWARD SIZE LIMIT.—The Administration  
6           may not award an entity more than \$300,000 in  
7           grant funds under this subsection.

8           “(3) AUTHORITY.—Subject to amounts ap-  
9           proved in advance in appropriations Acts and sepa-  
10          rate from amounts approved to carry out the pro-  
11          gram established in subsection (a)(1), the Adminis-  
12          tration may make grants or enter into cooperative  
13          agreements to carry out this subsection.

14          “(4) AUTHORIZATION OF APPROPRIATIONS.—  
15          There is authorized to be appropriated not more  
16          than \$2,500,000 for the purposes of carrying out  
17          this subsection for each of the fiscal years 2010 and  
18          2011.”.

19 **SEC. 704. GREEN ENTREPRENEURS TRAINING PROGRAM.**

20          Section 21 of the Small Business Act (15 U.S.C.  
21          648), as amended, is further amended by adding at the  
22          end the following new subsection:

23          “(q) GREEN ENTREPRENEURS TRAINING PRO-  
24          GRAM.—

1           “(1) IN GENERAL.—The Administration shall  
2       establish a grant program for small business devel-  
3       opment centers in accordance with this subsection.  
4       To be eligible for the program, a small business de-  
5       velopment center must be in good standing and com-  
6       ply with the other requirements of this section.  
7       Funds made available through the program shall be  
8       used to—

9           “(A) provide education classes and one-on-  
10       one instruction in starting a business in the  
11       fields of energy efficiency, green technology, or  
12       clean technology;

13          “(B) coordinate such classes and instruc-  
14       tion, to the extent practicable, with local com-  
15       munity colleges and local professional trade as-  
16       sociations; and

17          “(C) assist and provide technical coun-  
18       seling to individuals seeking to start a business  
19       in the fields of energy efficiency, green tech-  
20       nology, or clean technology.

21          “(2) AWARD SIZE LIMIT.—The Administration  
22       may not award an entity more than \$300,000 in  
23       grant funds under this subsection.

24          “(3) AUTHORITY.—Subject to amounts ap-  
25       proved in advance in appropriations Acts and sepa-

1 rate from amounts approved to carry out the pro-  
 2 gram established in subsection (a)(1), the Adminis-  
 3 tration may make grants or enter into cooperative  
 4 agreements to carry out this subsection.

5 “(4) AUTHORIZATION OF APPROPRIATIONS.—  
 6 There is authorized to be appropriated not more  
 7 than \$2,500,000 for the purposes of carrying out  
 8 this subsection for each of the fiscal years 2010 and  
 9 2011.”.

10 **SEC. 705. MAIN STREET STABILIZATION.**

11 Section 21 of the Small Business Act (15 U.S.C.  
 12 648), as amended, is further amended by adding the fol-  
 13 lowing new subsection at the end thereof:

14 “(r) MAIN STREET STABILIZATION.—

15 “(1) IN GENERAL.—The Administration shall  
 16 establish a grant program for small business devel-  
 17 opment centers in accordance with this subsection.  
 18 To be eligible for the program, a small business de-  
 19 velopment center must be in good standing and com-  
 20 ply with the other requirements of this section.  
 21 Funds made available through the program shall be  
 22 used to—

23 “(A) establish a statewide small business  
 24 helpline within every State and United States

1 territory to provide immediate expert informa-  
2 tion and assistance to small business concerns;

3 “(B) develop a portfolio of online survival  
4 and growth tools and resources that struggling  
5 small business concerns can utilize through the  
6 Internet;

7 “(C) develop business advisory capacity to  
8 provide expert consulting and education to as-  
9 sist small businesses at-risk of failure and to, in  
10 areas of high demand, shorten the response  
11 time of small business development centers,  
12 and, in rural areas, support added outreach in  
13 remote communities;

14 “(D) deploy additional resources to help  
15 specific industry sectors with a high presence of  
16 small business concerns, which shall be targeted  
17 toward clusters of small businesses with similar  
18 needs and build upon best practices from earlier  
19 assistance;

20 “(E) develop a formal listing of financing  
21 options for small business capital access; and

22 “(F) deliver services that help dislocated  
23 workers start new businesses.

1           “(2) AWARD SIZE LIMIT.—The Administration  
2       may not award an entity more than \$250,000 in  
3       grant funds under this subsection.

4           “(3) AUTHORITY.—Subject to amounts ap-  
5       proved in advance in appropriations Acts and sepa-  
6       rate from amounts approved to carry out the pro-  
7       gram established in subsection (a)(1), the Adminis-  
8       tration may make grants or enter into cooperative  
9       agreements to carry out this subsection.

10          “(4) AUTHORIZATION.—There is authorized to  
11       be appropriated not more than \$2,500,000 for the  
12       purposes of carrying out this subsection for each of  
13       the fiscal years 2010 and 2011.”.

14   **SEC. 706. PROHIBITION ON PROGRAM INCOME BEING USED**  
15                   **AS MATCHING FUNDS.**

16       Section 21(a)(4)(B) (15 U.S.C. 648(a)(4)(B)) is  
17       amended by inserting after “Federal program” the fol-  
18       lowing: “and shall not include any funds obtained through  
19       the assessment of fees to small business clients”.

20   **SEC. 707. AUTHORIZATION OF APPROPRIATIONS.**

21       Section 20 of the Small Business Act (15 U.S.C. 631  
22       note), as amended by sections 403(c) and 504 of this Act,  
23       is further amended by inserting after subsection (g) the  
24       following new subsection:

1       “(h) SMALL BUSINESS DEVELOPMENT CENTERS.—  
2 There is authorized to be appropriated to carry out the  
3 Small Business Development Center Program under sec-  
4 tion 21 \$150,000,000 for fiscal year 2010 and  
5 \$160,000,000 for fiscal year 2011.”.

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**AMENDMENT TO H.R. 2352**  
**OFFERED BY MS. DAHLKEMPER OF**  
**PENNSYLVANIA**

Page 10, line 25, strike the quotation mark and the period that follows, and after such line insert the following:

1       “(j) INCLUSION OF RESERVE COMPONENTS.—For  
2 purposes of subsections (g), (h), and (i) the following  
3 apply:

4           “(1) The term ‘veteran’ includes a member of  
5 the reserve components of the armed forces as speci-  
6 fied in section 10101 of title 10, United States  
7 Code.

8           “(2) The term ‘veteran-owned small business’  
9 includes a small business owned by a member of the  
10 reserve components of the armed forces as specified  
11 in section 10101 of title 10, United States Code.”.



**AMENDMENT TO H.R. 2352**  
**OFFERED BY MR. KING OF IOWA**

Page 11, line 8, insert after “**EDUCATING**” the following: “**AND NETWORKING**”.

Page 11, line 16, insert after “**EDUCATING**” the following: “**AND NETWORKING**”.

Page 11, line 19, insert after “learning” the following: “and opportunities for the exchange of peer-to-peer technical assistance through online networking”.

Page 11, line 26, insert after “learning” the following: “and establish an online network for use by potential and existing entrepreneurs to facilitate the exchange of peer-to-peer technical assistance”.

Page 12, line 5, strike “content and” and insert “content,”.

Page 12, line 7, insert after “States” the following: “, and the establishment of a nationwide, online network for the exchange of peer-to-peer technical assistance”.

Page 13, line 3, insert after “Administration” the following: “and network entrepreneurs throughout all 50 States and the territories of the United States to allow



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for peer-to-peer learning through the creation of a location online that allows entrepreneurs and small business owners the opportunity to exchange technical assistance through the sharing of information”.

Page 13, line 4, insert after “content” the following: “and facilitate the networking”.

Page 13, line 17, insert after “education” the following: “and facilitating the exchange of peer-to-peer technical assistance”.



**AMENDMENT TO H.R. 2352**  
**OFFERED BY MS. HALVORSON OF ILLINOIS**

Page 10, line 25, strike the quotation mark and the period that follows, and after such line insert the following:

1       “(j) INCLUSION OF SURVIVING SPOUSES.—For pur-  
2 poses of subsections (g), (h), and (i) the following apply:

3               “(1) The term ‘veteran’ includes a surviving  
4 spouse of the following:

5                       “(A) A member of the Armed Forces, in-  
6 cluding a reserve component thereof.

7                       “(B) A veteran.

8               “(2) The term ‘veteran-owned small business’  
9 includes a small business owned by a surviving  
10 spouse of the following:

11                       “(A) A member of the Armed Forces, in-  
12 cluding a reserve component thereof.

13                       “(B) A veteran.”.





**Franchising™**  
 Building local businesses,  
 one opportunity at a time.

May 20, 2009

Dear Representative:

On behalf of the International Franchise Association (IFA), I write today in strong support of H.R. 2352, the "Job Creation Through Entrepreneurship Act." In light of the economic recession, the IFA commends the House of Representatives for taking action to spur entrepreneurial development programs at the Small Business Administration (SBA). For decades, the franchise business community has benefited from the SBA's loan guarantee programs as well as the agency's programs aimed at veteran and minority groups.

As the largest and oldest franchising trade group, the IFA's mission is to safeguard the business environment for franchising worldwide. IFA represents more than 85 industries, including more than 11,000 franchisee, 1,200 franchisor and 600 supplier members nationwide. According to a 2008 study conducted by PricewaterhouseCoopers, there are more than 900,000 franchised establishments in the U.S. that are responsible for creating 21 million American jobs and generating \$2.3 trillion in economic output.

This legislation would provide for the creation of Veterans Business Centers to focus on the entrepreneurial development, counseling and instruction assistance for veteran-owned businesses. The IFA strongly supports assisting veteran-owned small businesses and veterans transitioning from military service to business ownership. For several years, the IFA's VetFran program has helped over 1,200 qualified military veterans realize their dreams of owning a small business. The IFA is ready to assist the SBA in developing programming for the Veterans Business Centers as well as specialized training and best practices programs.

In addition, H.R. 2352 will require the SBA to develop a strategic entrepreneurial development program utilizing all existing initiatives such as the Small Business Development Centers, Women's Business Centers, SCORE, and Veterans' Business Outreach Centers. The IFA has developed several initiatives that provide quality franchise business development programming to veteran, women's and minority groups. IFA's Minority Fran program provides educational information and programs to IFA members and prospective minority franchisees and participates in outreach activities to increase the awareness of franchising in minority communities. The IFA's Diversity Institute provides information to assist IFA members in expanding their diversity recruitment and multi-cultural marketing efforts at all levels – franchisees, employees, suppliers, and consumers.

We would like to take this opportunity to bring to your attention that the small business community continues to face a frozen lending market and the subsequent lack of access to capital. In order for these development initiatives to be successful, entrepreneurs need a functioning and healthy lending market including the SBA 7(a) and 504 loan programs. Over the past decade, small businesses have accounted for 60-80 percent of annual job creation, and currently account for almost 50 percent of total jobs in the private sector. A recent report by the IFA Educational Foundation determined that for every \$1 million of lending obtained by franchised businesses, 34.1 jobs are created and \$3.6 million in annual total economic output is realized. Congress should be devoting more resources and tools to the small business sector. Without this critical support, more and more individuals will find it increasingly difficult to get into business and start creating jobs to help the economy grow.

Again, we urge you to vote in favor of H.R. 2352 and provide the resources to help more individuals realize their dream of small business ownership. Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "David French".

David French  
 Vice President, Government Relations

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