

112TH CONGRESS
2D SESSION

H. R. 5813

To amend the Small Business Act to provide for the establishment of the Ports as Small Business Incubators Program to provide eligible small businesses with access to commercial real property, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2012

Ms. HAHN introduced the following bill; which was referred to the Committee on Small Business

A BILL

To amend the Small Business Act to provide for the establishment of the Ports as Small Business Incubators Program to provide eligible small businesses with access to commercial real property, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Ports as Small Busi-
5 ness Incubators Act of 2012”.

1 **SEC. 2. IN GENERAL.**

2 The Small Business Act (15 U.S.C. 631 et seq.) is
3 amended by redesignating section 45 as section 46 and
4 inserting after section 44 the following:

5 **“SEC. 45. PORTS AS SMALL BUSINESS INCUBATORS PRO-**
6 **GRAM.**

7 “(a) ESTABLISHMENT.—Not later than 180 days
8 after the date of enactment of the Ports as Small Business
9 Incubators Program Act of 2012, the Administrator shall
10 establish the Ports as Small Business Incubators Program
11 described in this section.

12 “(b) ELIGIBLE PARTICIPANTS.—Any port authority
13 that submits an application in such form and containing
14 such information as the Administrator may require is eli-
15 gible to be a participant in the Ports as Small Business
16 Incubators Program. The Administrator shall, in the Ad-
17 ministrator’s discretion, select participants from among
18 applicants.

19 “(c) GRANT AWARDS.—The Administrator shall
20 award to each participant in the Program a grant in an
21 amount not less than \$300,000 and not more than
22 \$500,000. The grant shall be for a term of 5 years. A
23 participant who has received a grant and who has com-
24 plied with subsection (e) may, after the expiration of the
25 grant term, apply, in such form and manner as the Ad-
26 ministrator shall require, for an additional grant.

1 “(d) GRANT USES.—

2 “(1) IN GENERAL.—A grant under subsection
3 (c) may only be used for the costs of providing to
4 eligible small business concerns access to commercial
5 real property. In providing access under this sub-
6 section, the participant in the Program shall give
7 priority to the following:

8 “(A) Small business concerns owned and
9 controlled by women.

10 “(B) Small business concerns owned and
11 controlled by veterans.

12 “(C) Small business concerns owned and
13 controlled by socially and economically dis-
14 advantaged individuals.

15 “(D) Small business concerns that the par-
16 ticipant in the Program determines would cre-
17 ate green jobs.

18 “(2) ELIGIBLE SMALL BUSINESS CONCERNS.—
19 The Administrator shall by rule provide for criteria
20 for an eligible small business concern.

21 “(3) GREEN JOBS.—For purposes of this sub-
22 section, the term ‘green jobs’ means jobs involving
23 the development of clean energy and improving air
24 and water quality.

1 “(e) TERMS AND CONDITIONS OF PARTICIPATION.—

2 A participant in the Program shall—

3 “(1) use the grant awarded under subsection

4 (c) only for the uses enumerated in subsection (d);

5 and

6 “(2) on January 1 of each year of the grant

7 term, submit to the Administrator a report on how

8 the grant was used and how many eligible small

9 business concerns were provided with access to com-

10 mercial real property.”.

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