

112TH CONGRESS
2D SESSION

S. 3200

To require the Small Business Administration to submit a regular National Small Business Climate Index to Congress to assess how policies provide incentives or impediments to small business development.

IN THE SENATE OF THE UNITED STATES

MAY 17, 2012

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

A BILL

To require the Small Business Administration to submit a regular National Small Business Climate Index to Congress to assess how policies provide incentives or impediments to small business development.

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. NATIONAL SMALL BUSINESS CLIMATE INDEX.**

4 Title II of Public Law 94–305 (15 U.S.C. 634a et
5 seq.) is amended by adding at the end the following:

6 **“SEC. 209. NATIONAL SMALL BUSINESS CLIMATE INDEX.**

7 “(a) PERIODIC REPORTS.—Subject to the availability
8 of appropriations, not later than 2 years after the date

1 of the enactment of this section and not less frequently
2 than once every 735 days thereafter, the Chief Counsel
3 for Advocacy, in coordination with the regional advocates
4 of the Small Business Administration, shall submit to the
5 Committee on Small Business and Entrepreneurship of
6 the Senate and the Committee on Small Business of the
7 House of Representatives a report that—

8 “(1) ranks each of the States of the United
9 States, the District of Columbia, and each of the
10 territories of the United States according to how
11 well the regulations and policies of the States, the
12 District, and the territories create optimal environ-
13 ments for the creation and development of small
14 business concerns; and

15 “(2) ranks each of the 50 largest metropolitan
16 statistical areas of the United States (as defined by
17 the Director of the Office of Management and Budg-
18 et) according to how well the regulations and policies
19 of such areas create optimal environments for the
20 creation and development of small business concerns.

21 “(b) DESIGNATION.—Each report required by sub-
22 section (a) shall be known as the ‘National Small Business
23 Climate Index’ for the period covered by the report.

24 “(c) FACTORS.—Each report submitted under sub-
25 section (a) shall, for each applicable State, territory, and

1 metropolitan statistical area and the District of Columbia,
 2 assess how policies provide incentives or impediments to
 3 small business development by considering the following:

4 “(1) The conduciveness of State and local regu-
 5 lations and policies to small business formation and
 6 small business growth.

7 “(2) The accessibility and availability of credit
 8 and other forms of financing.

9 “(3) The availability of Federal, State, and
 10 local contracting opportunities for small business
 11 concerns.

12 “(4) Whether entrepreneurs are able to start
 13 small business concerns in a timely manner.

14 “(5) The difficulty of obtaining permits nec-
 15 essary to establish or expand small business con-
 16 cerns.

17 “(6) The accessibility and price of utilities.

18 “(7) The availability and price of real estate.

19 “(8) The rates and structure of taxes and fees.

20 “(9) Such other factors as the Chief Counsel
 21 for Advocacy considers appropriate.

22 “(d) PROGRESS REPORT.—

23 “(1) IN GENERAL.—Not later than 1 year after
 24 the date of the enactment of this section, the Chief
 25 Counsel for Advocacy shall submit to the committees

1 described in subsection (a) a report on the progress
2 of the Chief Counsel for Advocacy in preparing the
3 first report required by such subsection.

4 “(2) CONTENTS.—The report required by para-
5 graph (1) shall include the following:

6 “(A) A description of the progress the
7 Chief Counsel for Advocacy has made in pre-
8 paring the first report required by subsection
9 (a).

10 “(B) A description of the best practices,
11 models, or other reports the Chief Counsel for
12 Advocacy is using, if any, to prepare the first
13 report required by subsection (a).”.

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