

113TH CONGRESS
1ST SESSION

H. R. 2551

To amend the Small Business Act to ensure that certain Federal contracts are set aside for small businesses, to enhance services to small businesses that are disadvantaged, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2013

Mr. RUSH introduced the following bill; which was referred to the Committee on Small Business, and in addition to the Committees on Financial Services and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Small Business Act to ensure that certain Federal contracts are set aside for small businesses, to enhance services to small businesses that are disadvantaged, 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 “Expanding Opportuni-
5 ties for Main Street Act of 2013”.

**TITLE I—SMALL BUSINESS
ADMINISTRATION**

**SEC. 101. CONTRACT OPPORTUNITIES FOR SMALL BUSI-
NESS CONCERNS.**

(a) DEFINITIONS.—In this section—

(1) the term “eligible contract” means any contract for the acquisition of goods or services that is in an amount (including options) of more than \$3,000 and less than \$500,000; and

(2) the term “small business concern” has the meaning given that term under section 3(a) of the Small Business Act (15 U.S.C. 632(a)).

(b) IN GENERAL.—Notwithstanding any other provision of law, a Federal department or agency shall, to the extent practicable, award to a small business concern each eligible contract let by the department or agency.

(c) SOLE SOURCE CONTRACTS.—A Federal department or agency may award an eligible contract as a sole source contract to a small business concern if at least 1 small business concern submits an offer with respect to the eligible contract.

(d) AWARD TO SMALL BUSINESS NOT PRACTICABLE.—

(1) IN GENERAL.—If a contracting officer of a Federal department or agency determines that

1 awarding an eligible contract to a small business
 2 concern under subsection (b) is not practicable, the
 3 contracting officer shall make available to the Ad-
 4 ministrator of the Small Business Administration
 5 and the public—

6 (A) the determination and reasoning of
 7 such officer with respect to the eligible contract;
 8 and

9 (B) the name of each small business con-
 10 cern that submitted an offer with respect to the
 11 eligible contract.

12 (2) REVIEW.—The Administrator of the Small
 13 Business Administration shall—

14 (A) review a determination under para-
 15 graph (1); and

16 (B) if the Administrator determines it is
 17 appropriate, open the eligible contract oppor-
 18 tunity for the submission of additional offers
 19 and award the contract.

20 **SEC. 102. ENHANCEMENT OF SERVICES TO SMALL BUSI-**
 21 **NESSES THAT ARE DISADVANTAGED.**

22 (a) NET WORTH.—Section 8(a)(6)(A) of the Small
 23 Business Act (15 U.S.C. 637(a)(6)(A)) is amended by in-
 24 serting after “disadvantaged individual.” the following:
 25 “For purposes of this section, an individual having a net

1 worth of more than \$1,500,000 is not economically dis-
 2 advantaged.”.

3 (b) TIME LIMIT ON PARTICIPATION.—Section
 4 7(j)(15) of the Small Business Act (15 U.S.C. 636(j)(15))
 5 is amended—

6 (1) by redesignating subparagraphs (A) and
 7 (B) as clauses (i) and (ii), respectively;

8 (2) by inserting “(A)” after “(15)”; and

9 (3) by adding at the end the following:

10 “(B) No time limitation relating to the pe-
 11 riod that a small business concern may receive
 12 developmental assistance under the Program
 13 and contracts under section 8(a) shall apply to
 14 a small business concern that has not completed
 15 a contract under section 8(a).”.

16 **SEC. 103. BUNDLED CONTRACTS.**

17 (a) DEFINITIONS.—Section 3(o) of the Small Busi-
 18 ness Act (15 U.S.C. 632(o)) is amended to read as follows:

19 “(o) DEFINITIONS OF BUNDLING OF CONTRACT RE-
 20 QUIREMENTS AND RELATED TERMS.—In this Act:

21 “(1) BUNDLED CONTRACT.—

22 “(A) IN GENERAL.—The term ‘bundled
 23 contract’ means a contract or order that is en-
 24 tered into to meet procurement requirements
 25 that are consolidated in a bundling of contract

1 requirements, without regard to how the pro-
2 curing agency has designated the contract or
3 order or whether a study of the effects of the
4 solicitation on civilian or military personnel has
5 been made.

6 “(B) EXCEPTIONS.—The term does not in-
7 clude—

8 “(i) a contract or order with an aggre-
9 gate dollar value below the dollar thresh-
10 old; or

11 “(ii) a contract or order that is en-
12 tered into to meet an exempted require-
13 ment.

14 “(2) BUNDLING OF CONTRACT REQUIRE-
15 MENTS.—

16 “(A) IN GENERAL.—The term ‘bundling of
17 contract requirements’ means the use of any
18 bundling methodology to satisfy 2 or more pro-
19 curement requirements for goods or services
20 previously supplied or performed under separate
21 smaller contracts or orders, or to satisfy 2 or
22 more procurement requirements for construc-
23 tion services of a type historically performed
24 under separate smaller contracts or orders, that

1 is likely to be unsuitable for award to a small
2 business concern due to—

3 “(i) the diversity, size, or specialized
4 nature of the elements of the performance
5 specified;

6 “(ii) the aggregate dollar value of the
7 anticipated award;

8 “(iii) the geographical dispersion of
9 the contract or order performance sites; or

10 “(iv) any combination of the factors
11 described in clauses (i), (ii), and (iii).

12 “(B) INCLUSION OF NEW FEATURES OR
13 FUNCTIONS.—A combination of contract re-
14 quirements that would meet the definition of a
15 bundling of contract requirements but for the
16 addition of a procurement requirement with at
17 least 1 new good or service shall be considered
18 to be a bundling of contract requirements un-
19 less the new features or functions substantially
20 transform the goods or services and will provide
21 measurably substantial benefits to the Federal
22 Government in terms of quality, performance,
23 or price.

24 “(C) EXCEPTIONS.—The term ‘bundling of
25 contract requirements’ does not include—

1 “(i) the use of a bundling method-
2 ology for an anticipated award with an ag-
3 gregate dollar value below the dollar
4 threshold; or

5 “(ii) the use of a bundling method-
6 ology to meet an exempted requirement.

7 “(3) BUNDLING METHODOLOGY.—The term
8 ‘bundling methodology’ means—

9 “(A) a solicitation to obtain offers for a
10 single contract or order, or a multiple award
11 contract or order; or

12 “(B) a solicitation of offers for the
13 issuance of a task or a delivery order under an
14 existing single or multiple award contract or
15 order.

16 “(4) SEPARATE SMALLER CONTRACT.—The
17 term ‘separate smaller contract’, with respect to
18 bundling of contract requirements, means a contract
19 or order that has been performed by 1 or more small
20 business concerns or was suitable for award to 1 or
21 more small business concerns.

22 “(5) DOLLAR THRESHOLD.—The term ‘dollar
23 threshold’ means—

1 “(A) \$65,000,000, in the case of a con-
2 tract or order that is solely for construction
3 services; and

4 “(B) \$5,000,000 for a contract or order
5 not described in subparagraph (A).

6 “(6) EXEMPTED REQUIREMENT.—The term
7 ‘exempted requirement’ means a procurement re-
8 quirement solely for items that are not commercial
9 items (as the term ‘commercial item’ is defined in
10 section 103 of title 41, United States Code).

11 “(7) PROCUREMENT REQUIREMENT.—The term
12 ‘procurement requirement’ means a determination
13 by a Federal agency that a specified good or service
14 is needed to satisfy the mission of the Federal agen-
15 cy.”.

16 (b) PROPOSED PROCUREMENT REQUIREMENTS.—
17 Section 15(a) of the Small Business Act (15 U.S.C.
18 644(a)) is amended—

19 (1) in the third sentence, by striking “necessary
20 and justified” and inserting “necessary and justified,
21 and identifying information on the incumbent con-
22 tract holders, a description of the industries that
23 might be interested in bidding on the contract re-
24 quirements, and the number of small businesses list-
25 ed in the industry categories that could be excluded

1 from future bidding if the contract is combined or
2 packaged”; and

3 (2) by striking the sixth sentence and inserting
4 the following: “Whenever the Administration and the
5 contracting procurement agency fail to agree, the
6 Administrator may review the proposed procurement
7 or delay the solicitation process for not more than
8 10 days to make recommendations, and the matter
9 shall be submitted to the Director of the Office of
10 Management and Budget to mediate the disagree-
11 ment.”.

12 **SEC. 104. FEDERAL CONTRACTING GOALS.**

13 (a) INCREASE IN CERTAIN GOALS.—Section 15(g)(1)
14 of the Small Business Act (15 U.S.C. 644(g)(1)) is
15 amended—

16 (1) by striking “not less than 23 percent” and
17 inserting “not less than 25 percent”; and

18 (2) by striking “not less than 5 percent” each
19 place it appears and inserting “not less than 10 per-
20 cent”.

21 (b) LIMITATION ON NUMBER OF CATEGORIES FOR
22 WHICH A BUSINESS MAY QUALIFY.—Section 15(g) of the
23 Small Business Act (15 U.S.C. 644(g)) is amended by
24 adding at the end the following:

1 “(3) A Federal agency may not include a busi-
2 ness concern in more than 2 specified categories for
3 purposes of determining whether the Federal agency
4 has met the Government-wide goals under this sub-
5 section for the award of contracts to business con-
6 cerns in specified categories. In this paragraph, the
7 term ‘specified category’ means small business con-
8 cerns, small business concerns owned and controlled
9 by service-disabled veterans, qualified HUBZone
10 small business concerns, small business concerns
11 owned and controlled by socially and economically
12 disadvantaged individuals, and small business con-
13 cerns owned and controlled by women.”.

14 **SEC. 105. IMPLEMENTATION OF SUBCONTRACTING PLANS.**

15 Section 8(d) of the Small Business Act (15 U.S.C.
16 637(d)) is amended by adding at the end the following:

17 “(13) In the case of any contract containing a
18 subcontracting plan included pursuant to paragraph
19 (4) or (5)—

20 “(A) The Administrator shall collaborate
21 with the Federal agency awarding the contract
22 to develop and include in the contract a clause
23 providing that, if the contractor meets the per-
24 centage goal for the utilization of small busi-
25 ness concerns, including those owned and con-

1 trolled by socially and economically disadvan-
2 taged individuals, as set forth in the subcon-
3 tracting plan, the Federal agency may give ad-
4 ditional consideration to contractor.

5 “(B) The Federal agency awarding the
6 contract shall require the contractor to provide
7 written justification to the agency whenever the
8 contractor, in performing the contract, does not
9 enter into a subcontract with, or substitutes an-
10 other subcontractor for, a specific small busi-
11 ness concern identified in the subcontracting
12 plan.

13 “(14) The Administration shall establish a tele-
14 phone line or other electronic means of communica-
15 tion through which a small business concern identi-
16 fied in a subcontracting plan by an offeror or bidder
17 may communicate to the Administration any con-
18 cerns regarding major deviations by prime contrac-
19 tors from the use of small business concerns as sub-
20 contractors under the prime contract as described in
21 the subcontracting plan.”.

1 **SEC. 106. REQUIREMENT TO CONSIDER USE OF SMALL**
 2 **BUSINESS CONCERNS OWNED AND CON-**
 3 **TROLLED BY SOCIALLY AND ECONOMICALLY**
 4 **DISADVANTAGED INDIVIDUALS WHEN CON-**
 5 **SIDERING PAST COMPLIANCE WITH SUBCON-**
 6 **TRACTING PLANS.**

7 Section 8(d) of the Small Business Act (15 U.S.C.
 8 637(d)) is amended—

9 (1) in paragraph (4)(C), in the second sentence,
 10 by inserting “, especially compliance with the goal
 11 set forth in such plans for the utilization of small
 12 business concerns owned and controlled by socially
 13 and economically disadvantaged individuals,” after
 14 “other such subcontracting plans”; and

15 (2) in paragraph (5)(B), in the second sentence,
 16 by inserting “, especially compliance with the goal
 17 set forth in such plans for the utilization of small
 18 business concerns owned and controlled by socially
 19 and economically disadvantaged individuals,” after
 20 “other such subcontracting plans”.

21 **TITLE II—MINORITY BUSINESS**
 22 **DEVELOPMENT AGENCY**

23 **SEC. 201. DEFINITIONS.**

24 In this title:

25 (1) **HISTORICALLY DISADVANTAGED INDIV-**
 26 **IDUAL.**—The term “historically disadvantaged indi-

vidual” means any individual who is a member of a group that is designated as eligible to receive assistance under section 1400.1 of title 15, Code of Federal Regulations, as in effect on January 1, 2009.

(2) PRINCIPAL.—The term “principal” means any person that the Director determines to exercise significant control over the regular operations of a business entity.

(3) PROGRAM.—The term “Program” means the Minority Business Development Program established under section 202.

SEC. 202. EMERGING MINORITY BUSINESS DEVELOPMENT PROGRAM.

The National Director of the Minority Business Development Agency shall establish the Minority Business Development Program to assist qualified minority businesses. The Program shall provide to such businesses the following:

(1) Technical assistance under section 204.

(2) Loan guarantees under section 208.

(3) Contract procurement assistance under section 205.

SEC. 203. QUALIFIED MINORITY BUSINESS.

(a) CERTIFICATION.—For purposes of the Program, the National Director of the Minority Business Develop-

1 ment Agency may certify as a qualified minority business
2 any entity that satisfies each of the following:

3 (1) Not less than 51 percent of the entity is di-
4 rectly and unconditionally owned or controlled by
5 historically disadvantaged individuals.

6 (2) Each officer or other individual who exer-
7 cises control over the regular operations of the entity
8 is a historically disadvantaged individual.

9 (3) The net worth of each principal of the enti-
10 ty is not greater than \$2,000,000. (The equity of a
11 disadvantaged owner in a primary personal residence
12 shall not be considered in this calculation.)

13 (4) The principal place of business of the entity
14 is in the United States.

15 (5) Each principal of the entity maintains good
16 character in the determination of the National Di-
17 rector.

18 (6) The entity engages in competitive and bona
19 fide commercial business operations in not less than
20 one sector of industry that has a North American
21 Industry Classification System code.

22 (7) The entity submits reports to the National
23 Director at such time, in such form, and containing
24 such information as the National Director may re-
25 quire.

1 (8) Such other requirements as the National
2 Director considers appropriate.

3 (b) TERM OF CERTIFICATION.—A certification under
4 this section shall be for a term of 5 years and may not
5 be renewed.

6 **SEC. 204. TECHNICAL ASSISTANCE.**

7 (a) IN GENERAL.—In carrying out the Program, the
8 National Director of the Minority Business Development
9 Agency may provide to qualified minority businesses tech-
10 nical assistance with regard to the following:

11 (1) Writing business plans.

12 (2) Marketing.

13 (3) Management.

14 (4) Securing sufficient financing for business
15 operations.

16 (b) CONTRACT AUTHORITY.—The National Director
17 may enter into agreements with persons to provide tech-
18 nical assistance under this section.

19 **SEC. 205. SET-ASIDE CONTRACTING OPPORTUNITIES.**

20 (a) IN GENERAL.—The National Director of the Mi-
21 nority Business Development Agency may enter into
22 agreements with the United States Government and any
23 department, agency, or officer thereof having procurement
24 powers for purposes of providing for the fulfillment of pro-

1 curement contracts and providing opportunities for quali-
2 fied minority businesses with regard to such contracts.

3 (b) QUALIFICATIONS ON PARTICIPATION.—The Na-
4 tional Director shall by rule establish requirements for
5 participation under this section by a qualified minority
6 business in a contract.

7 (c) ANNUAL LIMIT ON NUMBER OF CONTRACTS PER
8 QUALIFIED MINORITY BUSINESS.—A qualified minority
9 business may not participate under this section in con-
10 tracts in an amount that exceeds \$10,000,000 for goods
11 and services each fiscal year.

12 (d) LIMITS ON CONTRACT AMOUNTS.—

13 (1) GOODS AND SERVICES.—Except as provided
14 in paragraph (2), a contract for goods and services
15 under this section may not exceed \$6,000,000.

16 (2) MANUFACTURING AND CONSTRUCTION.—A
17 contract for manufacturing and construction services
18 under this section may not exceed \$10,000,000.

19 **SEC. 206. TERMINATION FROM PROGRAM.**

20 The National Director of the Minority Business De-
21 velopment Agency may terminate a qualified minority
22 business from the Program for any violation of a require-
23 ment of sections 203 through 206 by that qualified minor-
24 ity business, including the following:

1 (1) Conduct by a principal of the qualified mi-
2 nority business that indicates a lack of business in-
3 tegrity.

4 (2) Willful failure to comply with applicable
5 labor standards and obligations.

6 (3) Consistent failure to tender adequate per-
7 formance with regard to contracts under the Pro-
8 gram.

9 (4) Failure to obtain and maintain relevant cer-
10 tifications.

11 (5) Failure to pay outstanding obligations owed
12 to the Federal Government.

13 **SEC. 207. AUTHORIZATION OF APPROPRIATIONS.**

14 (a) AUTHORIZATION OF APPROPRIATIONS.—There
15 are authorized to be appropriated \$200,000,000 to the
16 National Director to carry out this section. Such sums
17 shall remain available until expended.

18 **SEC. 208. LOAN GUARANTEES.**

19 (a) IN GENERAL.—Subject to subsection (b), the Na-
20 tional Director of the Minority Business Development
21 Agency may guarantee up to 90 percent of the amount
22 of a loan made to a qualified minority business to be used
23 for business purposes, including the following:

24 (1) Purchasing essential equipment.

25 (2) Payroll expenses.

1 (3) Purchasing facilities.

2 (4) Renovating facilities.

3 (b) TERMS AND CONDITIONS.—

4 (1) IN GENERAL.—The National Director may
5 make guarantees under this section for projects on
6 such terms and conditions as the National Director
7 determines appropriate, after consultation with the
8 Secretary of the Treasury, in accordance with this
9 section.

10 (2) REPAYMENT.—No guarantee shall be made
11 under this section unless the National Director de-
12 termines that there is reasonable prospect of repay-
13 ment of the principal and interest on the obligation
14 by the borrower.

15 (3) DEFAULTS.—

16 (A) PAYMENT BY NATIONAL DIRECTOR.—

17 (i) IN GENERAL.—If a borrower de-
18 faults on the obligation (as defined in reg-
19 ulations promulgated by the National Di-
20 rector and specified in the guarantee con-
21 tract), the holder of the guarantee shall
22 have the right to demand payment of the
23 unpaid amount from the National Direc-
24 tor.

1 (ii) PAYMENT REQUIRED.—Within
2 such period as may be specified in the
3 guarantee or related agreements, the Na-
4 tional Director shall pay to the holder of
5 the guarantee the unpaid interest on, and
6 unpaid principal of the obligation as to
7 which the borrower has defaulted, unless
8 the National Director finds that there was
9 no default by the borrower in the payment
10 of interest or principal or that the default
11 has been remedied.

12 (iii) FORBEARANCE.—Nothing in this
13 paragraph precludes any forbearance by
14 the holder of the obligation for the benefit
15 of the borrower which may be agreed upon
16 by the parties to the obligation and ap-
17 proved by the Director.

18 (B) SUBROGATION.—

19 (i) IN GENERAL.—If the National Di-
20 rector makes a payment under subpara-
21 graph (A), the National Director shall be
22 subrogated to the rights of the recipient of
23 the payment as specified in the guarantee
24 or related agreements including, where ap-

1 appropriate, the authority (notwithstanding
2 any other provision of law) to—

3 (I) complete, maintain, operate,
4 lease, or otherwise dispose of any
5 property acquired pursuant to such
6 guarantee or related agreements; or

7 (II) permit the borrower, pursu-
8 ant to an agreement with the National
9 Director, to continue to pursue the
10 purposes of the project if the National
11 Director determines this to be in the
12 public interest.

13 (ii) SUPERIORITY OF RIGHTS.—The
14 rights of the National Director, with re-
15 spect to any property acquired pursuant to
16 a guarantee or related agreements, shall be
17 superior to the rights of any other person
18 with respect to the property.

19 (iii) TERMS AND CONDITIONS.—A
20 guarantee agreement shall include such de-
21 tailed terms and conditions as the National
22 Director determines appropriate to—

23 (I) protect the interests of the
24 United States in the case of default;
25 and

1 (II) have available all the patents
2 and technology necessary for any per-
3 son selected, including the National
4 Director, to complete and operate the
5 project.

6 (C) PAYMENT OF PRINCIPAL AND INTER-
7 EST BY NATIONAL DIRECTOR.—With respect to
8 any obligation guaranteed under this section,
9 the National Director may enter into a contract
10 to pay, and pay, holders of the obligation, for
11 and on behalf of the borrower, from funds ap-
12 propriated for that purpose, the principal and
13 interest payments which become due and pay-
14 able on the unpaid balance of the obligation if
15 the National Director finds that—

16 (i)(I) the borrower is unable to meet
17 the payments and is not in default;

18 (II) it is in the public interest to per-
19 mit the borrower to continue to pursue the
20 purposes of the project; and

21 (III) the probable net benefit to the
22 Federal Government in paying the prin-
23 cipal and interest will be greater than that
24 which would result in the event of a de-
25 fault;

1 (ii) the amount of the payment that
2 the National Director is authorized to pay
3 shall be no greater than the amount of
4 principal and interest that the borrower is
5 obligated to pay under the agreement
6 being guaranteed; and

7 (iii) the borrower agrees to reimburse
8 the National Director for the payment (in-
9 cluding interest) on terms and conditions
10 that are satisfactory to the National Direc-
11 tor.

12 (D) ACTION BY ATTORNEY GENERAL.—

13 (i) NOTIFICATION.—If the borrower
14 defaults on an obligation, the National Di-
15 rector shall notify the Attorney General of
16 the default.

17 (ii) RECOVERY.—On notification, the
18 Attorney General shall take such action as
19 is appropriate to recover the unpaid prin-
20 cipal and interest due from—

21 (I) such assets of the defaulting
22 borrower as are associated with the
23 obligation; or

24 (II) any other security pledged to
25 secure the obligation.

1 (4) FEES.—

2 (A) IN GENERAL.—The National Director
3 shall charge and collect fees for guarantees in
4 amounts the National Director determines are
5 sufficient to cover applicable administrative ex-
6 penses, not to exceed 1 percent of the amount
7 guaranteed.

8 (B) AVAILABILITY.—Fees collected under
9 this paragraph shall—

10 (i) be deposited by the National Di-
11 rector into the Treasury; and

12 (ii) remain available until expended,
13 subject to such other conditions as are con-
14 tained in annual appropriations Acts.

15 (c) CREDIT REQUIREMENTS.—To receive a loan
16 guaranteed under this section a qualified minority busi-
17 ness shall—

18 (1) be in good standing with regard to the cred-
19 it of that business in the determination of the Na-
20 tional Director;

21 (2) have received technical assistance under sec-
22 tion 204; and

23 (3) submit reports, at such time, in such form,
24 and containing such information as the National Di-

1 rector may require regarding the credit of the busi-
2 ness.

3 (d) LIMITS ON GUARANTEE AMOUNTS.—

4 (1) MAXIMUM AMOUNT OF GUARANTEE.—The
5 National Director may not guarantee more than
6 \$450,000 of any loan under this section.

7 (2) MAXIMUM GROSS LOAN AMOUNT.—A loan
8 guaranteed under this section may not be for a gross
9 loan amount in excess of \$500,000.

10 (e) AUTHORIZATION OF APPROPRIATIONS.—There
11 are authorized to be appropriated to the National Director
12 not more than \$500,000,000 to carry out this section dur-
13 ing fiscal years 2014 through 2019.

14 **SEC. 209. REPORTS.**

15 (a) REPORT OF THE DIRECTOR.—Not later than Oc-
16 tober 1, 2012, and annually thereafter, the National Di-
17 rector of the Minority Business Development Agency shall
18 submit to the Committee on Commerce, Science, and
19 Transportation of the Senate and the Committee on En-
20 ergy and Commerce of the House of Representatives a re-
21 port describing the activities of the National Director dur-
22 ing the preceding year with respect to the Program.

23 (b) REPORT OF THE SECRETARY OF COMMERCE.—
24 Not later than October 1, 2012, and annually thereafter,
25 the Secretary of Commerce shall submit to the Committee

1 on Commerce, Science, and Transportation of the Senate
2 and the Committee on Energy and Commerce of the
3 House of Representatives a report describing the activities
4 the Secretary engaged in during the preceding year to
5 build wealth among historically disadvantaged individuals.

6 **SEC. 210. MINORITY BUSINESS DEVELOPMENT AGENCY**
7 **DATABASE.**

8 Not later than 90 days after the date of the enact-
9 ment of this Act, the National Director of the Minority
10 Business Development Agency shall establish a database
11 to assist prime contractors in identifying historically dis-
12 advantaged firms for subcontracting.

○