

Calendar No. 112

114TH CONGRESS
1ST SESSION

S. 1292

To amend the Small Business Act to treat certain qualified disaster areas as HUBZones and to extend the period for HUBZone treatment for certain base closure areas, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 12, 2015

Mr. VITTER (for himself and Mr. KING) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

JUNE 10, 2015

Reported by Mr. VITTER, without amendment

A BILL

To amend the Small Business Act to treat certain qualified disaster areas as HUBZones and to extend the period for HUBZone treatment for certain base closure areas, 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 “HUBZone Revitaliza-
5 tion Act of 2015”.

1 **SEC. 2. HUBZONE QUALIFIED DISASTER AREAS.**

2 (a) IN GENERAL.—The Small Business Act (15
3 U.S.C. 631 et seq.) is amended—

4 (1) in section 3(p) (15 U.S.C. 632(p))—

5 (A) in paragraph (1)—

6 (i) in subparagraph (D), by striking
7 “or”;

8 (ii) in subparagraph (E), by striking
9 the period at the end and inserting “; or”;
10 and

11 (iii) by adding at the end the fol-
12 lowing:

13 “(F) qualified disaster areas.”; and

14 (B) in paragraph (4), by adding at the end
15 the following:

16 “(E) QUALIFIED DISASTER AREA.—

17 “(i) IN GENERAL.—The term ‘quali-
18 fied disaster area’ means any census tract
19 or nonmetropolitan county located in an
20 area for which the President has declared
21 a major disaster under section 401 of the
22 Robert T. Stafford Disaster Relief and
23 Emergency Assistance Act (42 U.S.C.
24 5170) or located in an area in which a cat-
25 astrophic incident has occurred, if—

1 “(I) in the case of a census tract,
 2 the census tract ceased to be a quali-
 3 fied census tract during the period be-
 4 ginning 5 years before and ending 2
 5 years after the date on which—

6 “(aa) the President declared
 7 the major disaster; or

8 “(bb) the catastrophic inci-
 9 dent occurred; or

10 “(II) in the case of a nonmetro-
 11 politan county, the nonmetropolitan
 12 county ceased to be a qualified non-
 13 metropolitan county during the period
 14 beginning 5 years before and ending 2
 15 years after the date on which—

16 “(aa) the President declared
 17 the major disaster; or

18 “(bb) the catastrophic inci-
 19 dent occurred.

20 “(ii) TREATMENT.—A qualified dis-
 21 aster area shall only be treated as a
 22 HUBZone—

23 “(I) in the case of a major dis-
 24 aster declared by the President, dur-
 25 ing the 5-year period beginning on the

1 date on which the President declared
2 the major disaster for the area in
3 which the census tract or nonmetro-
4 politan county, as applicable, is lo-
5 cated; and

6 “(II) in the case of a cata-
7 strophic incident, during the 10-year
8 period beginning on the date on which
9 the catastrophic incident occurred in
10 the area in which the census tract or
11 nonmetropolitan county, as applicable,
12 is located.”; and

13 (2) in section 31(c)(3) (15 U.S.C. 657a(c)(3)),
14 by inserting “the Administrator of the Federal
15 Emergency Management Agency,” after “the Sec-
16 retary of Labor,”.

17 (b) APPLICABILITY.—The amendments made by sub-
18 section (a) shall apply to a major disaster declared by the
19 President under section 401 of the Robert T. Stafford
20 Disaster Relief and Emergency Assistance Act (42 U.S.C.
21 5170) or a catastrophic incident that occurs on or after
22 the date of enactment of this Act.

1 **SEC. 3. BASE CLOSURE HUBZONES.**

2 (a) IN GENERAL.—Section 3(p)(5)(A)(i)(I) of the
3 Small Business Act (15 U.S.C. 632(p)(5)(A)(i)(I)) is
4 amended—

- 5 (1) in item (aa), by striking “or” at the end;
6 (2) by redesignating item (bb) as item (cc); and
7 (3) by inserting after item (aa) the following:

8 “(bb) pursuant to subpara-
9 graph (A), (B), (C), (D), or (E)
10 of paragraph (3), that its prin-
11 cipal office is located in a
12 HUBZone described in para-
13 graph (1)(E) (relating to base
14 closure areas) (in this item re-
15 ferred to as the ‘base closure
16 HUBZone’), and that not fewer
17 than 35 percent of its employees
18 reside in—

19 “(AA) a HUBZone;

20 “(BB) the census tract
21 in which the base closure
22 HUBZone is wholly con-
23 tained;

24 “(CC) a census tract
25 the boundaries of which
26 intersect the boundaries of

1 the base closure HUBZone;
 2 or
 3 “(DD) a census tract
 4 the boundaries of which are
 5 contiguous to a census tract
 6 described in subitem (BB)
 7 or (CC); or”.

8 (b) PERIOD FOR BASE CLOSURE AREAS.—

9 (1) AMENDMENTS.—

10 (A) IN GENERAL.—Section 152(a)(2) of
 11 title I of division K of the Consolidated Appro-
 12 priations Act, 2005 (15 U.S.C. 632 note) is
 13 amended by striking “5 years” and inserting “8
 14 years”.

15 (B) CONFORMING AMENDMENT.—Section
 16 1698(b)(2) of National Defense Authorization
 17 Act for Fiscal Year 2013 (15 U.S.C. 632 note)
 18 is amended by striking “5 years” and inserting
 19 “8 years”.

20 (2) EFFECTIVE DATE; APPLICABILITY.—The
 21 amendments made by paragraph (1) shall—

22 (A) take effect on the date of enactment of
 23 this Act; and

24 (B) apply to—

1 (i) a base closure area (as defined in
 2 section 3(p)(4)(D) of the Small Business
 3 Act (15 U.S.C. 632(p)(4)(D))) that, on the
 4 day before the date of enactment of this
 5 Act, is treated as a HUBZone described in
 6 section 3(p)(1)(E) of the Small Business
 7 Act (15 U.S.C. 632(p)(1)(E)) under—

8 (I) section 152(a)(2) of title I of
 9 division K of the Consolidated Approp-
 10 riations Act, 2005 (15 U.S.C. 632
 11 note); or

12 (II) section 1698(b)(2) of Na-
 13 tional Defense Authorization Act for
 14 Fiscal Year 2013 (15 U.S.C. 632
 15 note); and

16 (ii) a base closure area relating to the
 17 closure of a military installation under the
 18 authority described in clauses (i) through
 19 (iv) of section 3(p)(4)(D) of the Small
 20 Business Act (15 U.S.C. 632(p)(4)(D))
 21 that occurs on or after the date of enact-
 22 ment of this Act.

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