

114TH CONGRESS  
2D SESSION

# S. 2751

To create a pilot program permitting businesses receiving Phase II awards under the SBIR program to use not more than 5 percent of the amount of the award for commercialization-related services.

---

## IN THE SENATE OF THE UNITED STATES

APRIL 6, 2016

Mr. COONS (for himself, Mr. GARDNER, and Mrs. GILLIBRAND) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

---

## A BILL

To create a pilot program permitting businesses receiving Phase II awards under the SBIR program to use not more than 5 percent of the amount of the award for commercialization-related services.

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 “Support Startup Busi-  
5       nesses Act of 2016”.

1 **SEC. 2. COMMERCIALIZATION-RELATED SERVICES PILOT**  
2 **PROGRAM.**

3 Section 9 of the Small Business Act (15 U.S.C. 638)  
4 is amended by adding at the end the following:

5 “(tt) COMMERCIALIZATION-RELATED SERVICES  
6 PILOT PROGRAM.—

7 “(1) DEFINITION.—In this subsection, the term  
8 ‘commercialization-related services’ includes market  
9 validation, intellectual property protection, business  
10 model development, market research, and other rea-  
11 sonable services that support market entry.

12 “(2) PROGRAM.—During each of fiscal years  
13 2017, 2018, and 2019, a small business concern re-  
14 ceiving a Phase II award under the SBIR program  
15 may use not more than 5 percent of the amount of  
16 the award for commercialization-related services,  
17 which may be performed directly by the small busi-  
18 ness concern or obtained from another entity, such  
19 as a public or private nonprofit organization or an  
20 agency of or other entity established or funded by a  
21 State that facilitates or accelerates the commer-  
22 cialization of technologies or assists in the creation  
23 and growth of private enterprises that are commer-  
24 cializing technology.

25 “(3) ANNUAL REPORTING.—A small business  
26 concern that uses amounts under a Phase II award

1 as described in paragraph (2) during a fiscal year  
2 shall submit to the Federal agency making the  
3 award a report describing the use of such amounts  
4 during such fiscal year.

5 “(4) REVIEW.—Not later than the end of fiscal  
6 year 2019, the Administrator shall submit to the  
7 Committee on Small Business and Entrepreneurship  
8 of the Senate and the Committee on Small Business  
9 of the House of Representatives a report reviewing  
10 the efficacy of the pilot program under this sub-  
11 section.”.

○