

116TH CONGRESS
2D SESSION

H. R. 8873

To amend the Small Business Act to modify requirements relating to small business concerns owned and controlled by service-disabled veterans, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 4, 2020

Mr. HOLLINGSWORTH introduced the following bill; which was referred to the Committee on Small Business, and in addition to the Committee on Veterans' Affairs, 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 modify requirements relating to small business concerns owned and controlled by service-disabled veterans, 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 “Investing in Veteran
5 Entrepreneurial Talents Act” or the “Investing in VETS
6 Act”.

1 **SEC. 2. INCREASE IN GOVERNMENTWIDE GOAL FOR PAR-**
2 **TICIPATION IN FEDERAL CONTRACTS BY**
3 **SMALL BUSINESS CONCERNS OWNED AND**
4 **CONTROLLED BY SERVICE-DISABLED VET-**
5 **ERANS.**

6 Section 15(g)(1)(A)(ii) of the Small Business Act is
7 amended by striking “3 percent” and inserting “5 per-
8 cent”.

9 **SEC. 3. CERTIFICATION REQUIREMENT FOR SMALL BUSI-**
10 **NESS CONCERNS OWNED AND CONTROLLED**
11 **BY SERVICE-DISABLED VETERANS.**

12 (a) TITLE 38.—Paragraph (3) of section 8127(l) of
13 title 38, United States Code, is amended to read as fol-
14 lows:

15 “(3) The term ‘small business concern owned
16 and controlled by veterans with service-connected
17 disabilities’ means a small business concern owned
18 and controlled by service-disabled veterans, as de-
19 fined under section 3(q)(2) of the Small Business
20 Act (15 U.S.C. 632(q)(2)), that is certified by the
21 Administrator of the Small Business Administra-
22 tion.”.

23 (b) SMALL BUSINESS ACT.—Section 36 of the Small
24 Business Act (15 U.S.C. 657f) is amended—

1 (1) in subsection (a), by inserting “that is cer-
2 tified by the Administrator” after “service-disabled
3 veterans”; and

4 (2) in subsection (b)—

5 (A) by inserting “that is certified by the
6 Administrator” before “if the contracting offi-
7 cer”; and

8 (B) by inserting “such” after “not less
9 than 2”.

10 (c) PROHIBITION ON SELF-CERTIFICATION.—The
11 Administrator of the Small Business Administration may
12 not allow a small business concern (as defined under sec-
13 tion 3 of the Small Business Act (15 U.S.C. 632)) to self-
14 certify as a small business concern owned and controlled
15 by service-disabled veterans (as defined in such section).

16 (d) EFFECTIVE DATE; APPLICABILITY.—This section
17 and the amendments made by this section—

18 (1) shall take effect 3 years after the date of
19 the enactment of this Act; and

20 (2) shall apply to contracts entered into on or
21 after such date.

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