AMENDMENT TO H.R. 2763
OFFERED BY MR. SMITH OF TEXAS

Page 2, strike lines 7 through 11 and insert the following:

(b) ANNUAL REPORT TO SBA AND THE OFFICE OF SCIENCE AND TECHNOLOGY POLICY.—Section 9(g)(9) of the Small Business Act (15 U.S.C. 638(g)(9)) is amended—

(1) by striking “make an annual report” and inserting “not later than March 30 of each year, submit a report”; and

(2) by striking “and the Office of Science and Technology Policy” and inserting “, the Office of Science and Technology Policy, the Committee on Science, Space, and Technology and the Committee on Small Business of the House of Representatives, and the Committee on Small Business and Entrepreneurship of the Senate”

At the end of the bill, add the following:
SEC. _____. IMPROVEMENTS TO TECHNICAL AND BUSINESS ASSISTANCE IN THE SBIR AND STTR PROGRAMS.

Section 9(q) of the Small Business Act (15 U.S.C. 638(q)) is amended—

(1) in the subsection heading, by inserting “AND BUSINESS” after “TECHNICAL”;

(2) in paragraph (1)—

(A) in the matter preceding subparagraph (A)—

(i) by striking “a vendor selected under paragraph (2)” and inserting “1 or more vendors selected under paragraph (2)(A)”;

(ii) by inserting “and business” before “assistance services”; and

(iii) by inserting “assistance with product sales, intellectual property protections, market research, market validation, and development of regulatory plans and manufacturing plans,” after “technologies,”; and

(B) in subparagraph (D), by inserting “, including intellectual property protections” before the period at the end;

(3) in paragraph (2)—
(A) by striking “Each agency may select a vendor to assist small business concerns to meet” and inserting the following:

“(A) IN GENERAL.—Each agency may select 1 or more vendors from which small business concerns may obtain assistance in meeting”; and

(B) by adding at the end the following:

“(B) SELECTION BY SMALL BUSINESS CONCERN.—A small business concern may, by contract or otherwise, select 1 or more vendors to assist the small business concern in meeting the goals listed in paragraph (1).”; and

(4) in paragraph (3)—

(A) by inserting “(A)” after “paragraph (2)” each place it appears;

(B) in subparagraph (A), by striking “$5,000 per year” each place it appears and inserting “$6,500 per project”;

(C) in subparagraph (B)—

(i) by striking “$5,000 per year” each place it appears and inserting “$35,000 per project”; and

(ii) in clause (ii), by striking “which shall be in addition to the amount of the
recipient’s award” and inserting “which
may, as determined appropriate by the
head of the agency, be included as part of
the recipient’s award or be in addition to
the amount of the recipient’s award”;
(D) in subparagraph (C)—
(i) by inserting “or business” after
“technical”;
(ii) by striking “the vendor” and in-
serting “a vendor”; and
(iii) by adding at the end the fol-
lowing: “Business-related services may be
obtained from an entity, such as a public
or private organization or an agency of or
other entity established or funded by a
State, that facilitates or accelerates the
commercialization of technologies or assists
in the creation and growth of private en-
terprises that are commercializing tech-
nology.”;
(E) in subparagraph (D)—
(i) by inserting “or business” after
“technical” each place it appears; and
(ii) in clause (i)—
(I) by striking “the vendor” and inserting “1 or more vendors”; and

(II) by striking “provides” and inserting “provide”; and

(F) by adding at the end the following:

“(E) MULTIPLE AWARD RECIPIENTS.—The Administrator shall establish a limit on the amount of technical and business assistance services that may be received or purchased under subparagraph (B) by a small business concern that has received multiple Phase II SBIR or STTR awards for a fiscal year.”.

SEC. ___. ADDITIONAL SBIR AND STTR TECHNOLOGY INSERTION REPORTING REQUIREMENT.

Section 9(y)(6) of the Small Business Act (15 U.S.C. 638(y)(6)) is amended—

(1) in subparagraph (B), by striking “and” at the end;

(2) in subparagraph (C)(iii), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new subparagraph:

“(D) not later than 120 days after the date of the enactment of this subparagraph, and not later than December 31 of each year
thereafter, submit to the Committee on Science, Space, and Technology and the Committee on Small Business of the House of Representa-tives, and to the Committee on Small Business and Entrepreneurship of the Senate, a report describing the goals set under subparagraph (A) and the incentives used or created under subparagraph (B).”