At the end of subtitle F of title VIII, add the following new section:

SEC. 882. EQUITABLE ADJUSTMENTS TO CONSTRUCTION CONTRACTS.

(a) In General.—The Small Business Act (15 U.S.C. 631 et seq.) is amended by inserting after section 15 the following new section:

“SEC. 15A. EQUITABLE ADJUSTMENTS TO CONSTRUCTION CONTRACTS.

“(a) Request for an Equitable Adjustment.—A small business concern performing a construction contract that was awarded by an agency may submit a request for an equitable adjustment to the contracting officer of such agency if the contracting officer directs a change in the terms of the contract performance without the agreement of the small business concern. Such request shall—

“(1) be timely made pursuant to the terms of the contract; and
“(2) specify the estimated amount required to
cover additional costs resulting from such change in
the terms of the contract performance.

“(b) Amount.—Upon receipt of a request for equi-
table adjustment under subsection (a), the agency shall
provide to the small business concern an interim partial
payment in an amount that is at least 50 percent of the
estimated amount under subsection (a)(2).

“(c) Limitation.—Any interim partial payment
made under this section shall not be deemed to be an ac-
tion to definitize the request for an equitable adjustment.

“(d) Flow-Down of Interim Partial Payment
Amounts.—A small business concern that requests an eq-
uitable adjustment under this section shall pay to a first
tier subcontractor or supplier the portion of each interim
partial payment received that is attributable to the in-
creased costs of performance incurred by the first tier sub-
contractor or supplier due to the change in the terms of
the contract performance. A first tier subcontractor or
supplier that receives a portion of an interim partial pay-
ment under this section shall pay to a subcontractor or
supplier at any tier the appropriate portion of such pay-
ment.”.

(b) Implementation.—The Administrator of the
Small Business Administration shall implement the re-
requirements of this section not later than the earlier of the following dates:

(1) The first day of the first full fiscal year beginning after the date of the enactment of this Act.

(2) October 1, 2021.