

AMENDMENT TO RULES COMMITTEE PRINT 118-

36

OFFERED BY MS. VELÁZQUEZ OF NEW YORK

Strike section 861 and inserting the following new section:

1 **SEC. 861. REPORTS RELATED TO SMALL BUSINESS CON-**
2 **CERNS OWNED AND CONTROLLED BY VET-**
3 **ERANS.**

4 (a) REPORT ON DEPARTMENT OF DEFENSE CON-
5 TRACTING GOALS.—

6 (1) IN GENERAL.—Not later than 180 days
7 after enactment of this section, the Secretary of De-
8 fense and the Administrator of the Small Business
9 Administration shall jointly develop and submit to
10 the appropriate congressional committees a report
11 on the establishment of a contracting program at
12 the Department of Defense for small business con-
13 cerns owned and controlled by veterans.

14 (2) CONTENTS.—The report required by para-
15 graph (1) shall include the following:

16 (A) A list of the annual prime contract
17 award goals of the Department of Defense es-
18 tablished under section 15(g)(2) of the Small

1 Business Act (15 U.S.C. 644(g)(2)) for each of
2 the five complete fiscal years preceding the date
3 of the submission of the report, including each
4 such goal towards which each small business
5 concern was counted, and whether the Depart-
6 ment met each goal.

7 (B) A list of the annual subcontract award
8 goals of the Department of Defense established
9 under section 15(g)(2) of the Small Business
10 Act (15 U.S.C. 644(g)(2)) for each of the five
11 complete fiscal years preceding the date of the
12 submission of the report, including each such
13 goal towards which each small business concern
14 was counted, and whether the Department met
15 each goal.

16 (C) The number of small business concerns
17 owned and controlled by veterans.

18 (D) The number of small business con-
19 cerns owned and controlled by veterans that are
20 also small business concerns owned and con-
21 trolled by women.

22 (E) The number of small business concerns
23 owned and controlled by veterans that are also
24 small business concerns owned and controlled
25 by service-disabled veterans.

1 (F) The number of small business concerns
2 owned and controlled by veterans that were
3 awarded a contract by the Department of De-
4 fense in the two complete fiscal years preceding
5 the date of the submission of the report.

6 (G) The total contract value and the per-
7 centage of total contracts awarded by the De-
8 partment of Defense that were awarded to
9 small business concerns owned and controlled
10 by veterans in the two complete fiscal years pre-
11 ceeding the date of the submission of the report.

12 (H) A discussion of how the Department
13 of Defense would meet a goal of awarding five
14 percent of the total procurement contracts
15 award by the Department to small business
16 concerns owned and controlled by veterans
17 without decreasing contracting opportunities for
18 small businesses, including—

19 (i) an assessment of the effects of
20 such a goal on existing programs of the
21 Department with respect to small business
22 concerns and the ability of the Department
23 to met goals of the Department established
24 under section 15(g) of the Small Business
25 Act (15 U.S.C. 644(g)); and

1 (ii) an assessment of the effects of
2 such a goal on small business concerns
3 that are contractors of the Department
4 and which do not participate in any pro-
5 grams of the Small Business Administra-
6 tion that facilitate the awarding of con-
7 tracts to small business concerns.

8 (I) An analysis of how a the goal described
9 in subparagraph (H) would affect the policy of
10 the Government of ensuring the participation of
11 a broad spectrum of small business concerns
12 across a wide variety of industries, including a
13 discussion of any foreseeable effects of such a
14 program on the defense industrial base, includ-
15 ing the recruitment of new entrants to the de-
16 fense industrial base and the retention of small
17 business concerns that are not included in any
18 of the programs described in subparagraph
19 (H)(ii).

20 (J) A discussion of the effects of the goal
21 described in subparagraph (H) on the annual
22 prime contract and subcontract award goals of
23 each Federal agency established under section
24 15(g)(2) of the Small Business Act (15 U.S.C.
25 644(g)(2)).

1 (K) An analysis of necessary changes to
2 the small business programs and policies of the
3 Department of Defense to accommodate the
4 goal described in subparagraph (H).

5 (L) Recommendations for any legislative or
6 regulatory changes to the small business goals
7 of the Department of Defense to accommodate
8 the goal described in subparagraph (H).

9 (b) REPORT ON CERTIFICATIONS FOR SMALL BUSI-
10 NESS CONCERNS OWNED AND CONTROLLED BY VET-
11 ERANS.—

12 (1) IN GENERAL.—Not later than 90 days after
13 enactment of this section, the Administrator of the
14 Small Business Administration shall submit to the
15 Committee on Small Business of the House of Rep-
16 resentatives and the Committee on Small Business
17 and Entrepreneurship of the Senate a report on the
18 effects of the establishment of the goal described in
19 subsection (a)(2)(H).

20 (2) CONTENT.—The report required by para-
21 graph (1) shall include a detailed description of the
22 effects establishment of the goal described in sub-
23 section (a)(2)(H) on the VetCert program of the
24 Small Business Administration, including the fol-
25 lowing:

1 (A) The anticipated number of small busi-
2 ness concerns owned and controlled by veterans
3 who would apply for certification as a small
4 business concern owned and controlled by vet-
5 erans through the Small Business Administra-
6 tion if the goal described in subsection
7 (a)(2)(H) were established.

8 (B) The resources required for the Admin-
9 istrator of the Small Business Administration
10 to accommodate any increase in the number of
11 applications from small business concerns
12 owned and controlled by veterans for certifi-
13 cation as a small business concern owned and
14 controlled by veterans, including funding and
15 personnel requirements to ensure that the Ad-
16 ministrator can continue to administer the
17 VetsCert Program for small business concerns
18 owned and controlled by service-disabled vet-
19 erans. This shall include the resources required
20 for initial certifications and recertifications of
21 both small business concerns owned and con-
22 trolled by veterans and small business concerns
23 owned and controlled by service-disabled vet-
24 erans.

1 (C) A discussion of the effects of an in-
2 crease in applications from small business con-
3 cerns owned and controlled by veterans, concu-
4 rrently with any changes resulting from imple-
5 mentation of section 864 of the National De-
6 fense Authorization Act for Fiscal Year 2024
7 (Public Law 118-31; 137 Stat. 347; 15 U.S.C.
8 644 note), and any effects on all certification
9 programs administered by the Small Business
10 Administration, including a description of any
11 additional new or shared resources and per-
12 sonnel the Small Business Administration
13 would require.

14 (c) DEFINITIONS.—In this section:

15 (1) The term “appropriate congressional com-
16 mittees” means—

17 (A) the Committees on Armed Services
18 and Small Business of the House of Represent-
19 atives; and

20 (B) the Committees on Armed Services
21 and Small Business and Entrepreneurship of
22 the Senate.

23 (2) The terms “small business concern”, “small
24 business concern owned and controlled by service-
25 disabled veterans”, “small business concern owned

1 and controlled by veterans”, and “small business
2 owned and controlled by women” have the meanings
3 given such terms in section 3 of the Small Business
4 Act (15 U.S.C. 632).

