

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2763
OFFERED BY MR. CHABOT OF OHIO AND MS.
VELÁZQUEZ OF NEW YORK**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “The Small Business
3 Innovation Research and Small Business Technology
4 Transfer Improvements Act of 2017”.

5 **SEC. 2. REPORTING REQUIREMENTS.**

6 (a) **ANNUAL REPORT TO CONGRESS.**—Section
7 9(b)(7) of the Small Business Act (15 U.S.C. 638(b)(7))
8 is amended by striking “to report not less than annually”
9 and inserting “to submit a report not later than December
10 31 of each year”.

11 (b) **ANNUAL REPORT TO SBA AND THE OFFICE OF**
12 **SCIENCE AND TECHNOLOGY POLICY.**—Section 9(g)(9) of
13 the Small Business Act (15 U.S.C. 638(g)(9)) is amend-
14 ed—

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

1 (2) by striking “and the Office of Science and
2 Technology Policy” and inserting “, the Office of
3 Science and Technology Policy, the Committee on
4 Science, Space, and Technology and the Committee
5 on Small Business of the House of Representatives,
6 and the Senate Committee on Small Business and
7 Entrepreneurship”.

8 **SEC. 3. REQUIRING INSERTION INCENTIVES.**

9 Section 9(y)(5) of the Small Business Act (15 U.S.C.
10 638(y)(5)) is amended by striking “is authorized to” and
11 inserting “shall”.

12 **SEC. 4. SBIR PHASE FLEXIBILITY.**

13 Section 9(cc) of the Small Business Act (15 U.S.C.
14 638(cc)) is amended by striking “During fiscal years” and
15 all that follows through “may each provide” and inserting
16 “During fiscal years 2018 through 2022, all agencies par-
17 ticipating in the SBIR program may provide”.

18 **SEC. 5. ESTABLISHING THE CIVILIAN AGENCY COMMER-**
19 **CIALIZATION READINESS PROGRAM.**

20 Section 9(gg) of the Small Business Act (15 U.S.C.
21 638(gg)) is amended—

22 (1) by amending the subsection heading to read
23 as follows: “CIVILIAN AGENCY COMMERCIALIZATION
24 READINESS PROGRAM”;

1 (2) in paragraph (1), by inserting “to establish
2 a Civilian Agency Commercialization Readiness Pro-
3 gram for civilian agencies” after “the covered Fed-
4 eral agency”;

5 (3) in paragraph (2)(A)—

6 (A) by striking “establish a pilot program”
7 and inserting “establish a Civilian Agency Com-
8 mercialization Readiness Program under this
9 subsection”; and

10 (B) by striking “the pilot program” and
11 inserting “such Civilian Agency Commercializa-
12 tion Readiness Program”;

13 (4) in paragraphs (3) and (4), by striking “a
14 pilot program” each place such term appears and in-
15 serting “a Civilian Commercialization Readiness
16 Program”;

17 (5) in paragraph (6), by striking “the pilot pro-
18 gram” and inserting “a Civilian Agency Commer-
19 cialization Readiness Program”;

20 (6) by striking paragraph (7) and redesignating
21 paragraph (8) as paragraph (7); and

22 (7) in paragraph (7) (as so redesignated), by
23 amending subparagraph (B) to read as follows:

1 “(B) the term ‘Civilian Agency Commer-
2 cialization Readiness Program’ means each pro-
3 gram established under paragraph (1).”.

4 **SEC. 6. EXTENSION OF DEADLINE FOR ASSISTANCE FOR**
5 **ADMINISTRATIVE, OVERSIGHT, AND CON-**
6 **TRACT PROCESSING COSTS.**

7 Section 9(mm)(1) of the Small Business Act (15
8 U.S.C. 638(mm)(1)) is amended by striking “September
9 30, 2017” and inserting “September 30, 2022”.

10 **SEC. 7. INCREASED UNDERSERVED POPULATION PARTICI-**
11 **PATION WAIVER REMOVED.**

12 (a) **IN GENERAL.**—Section 9(mm)(2) of the Small
13 Business Act (15 U.S.C. 638(mm)(2)) is amended to read
14 as follows:

15 “(2) **OUTREACH AND TECHNICAL ASSIST-**
16 **ANCE.**—A Federal agency participating in the pro-
17 gram under this subsection shall use a portion of the
18 funds authorized for uses under paragraph (1) to
19 carry out the policy directive required under sub-
20 section (j)(2)(F) and to increase the participation of
21 States with respect to which a low level of SBIR
22 awards have historically been awarded.”.

23 (b) **CONFORMING AMENDMENT.**—Section 9(mm)(6)
24 of the Small Business Act (15 U.S.C. 638(mm)(6)) is
25 amended by striking “paragraph (2)(A) and any use of

1 the waiver authority under paragraph (2)(B)” and insert-
2 ing “paragraph (2)”.

3 **SEC. 8. ANNUAL MEETING.**

4 (a) IN GENERAL.—Section 9 of the Small Business
5 Act (15 U.S.C. 638) is amended by adding at the end the
6 following new subsection:

7 “(tt) ANNUAL MEETING.—

8 “(1) IN GENERAL.—The head of each Federal
9 agency required to have a program under this sec-
10 tion (or a designee) and the Administrator (or a des-
11 ignee), shall meet annually to discuss methods—

12 “(A) to improve the collection of data
13 under this section;

14 “(B) to improve the reporting of data to
15 the Administrator under this section;

16 “(C) to make the application processes for
17 programs under this section more efficient; and

18 “(D) to increase participation in the pro-
19 grams under this section.

20 “(2) REPORTING.—Not later than 60 days after
21 the date on which an annual meeting required under
22 paragraph (1) is held, the Administrator shall sub-
23 mit to the Committee on Small Business and Entre-
24 preneurship of the Senate and the Committee on
25 Small Business and the Committee on Science,

1 Space, and Technology of the House of Representa-
2 tives, a report on the findings of such meeting and
3 recommendations on how to implement changes to
4 programs under this section.”.

5 (b) FUNDING FOR ANNUAL MEETING.—Section
6 9(mm)(1) of the Small Business Act (15 U.S.C.
7 638(mm)(1)), as amended by this Act, is further amend-
8 ed—

9 (1) in subparagraph (I), by striking the “and”
10 at the end;

11 (2) in subparagraph (J), by striking the period
12 at the end and inserting “; and”; and

13 (3) by adding at the end the following new sub-
14 paragraph:

15 “(K) the annual meeting required under
16 subsection (tt).”.

17 **SEC. 9. COMPLIANCE OF PHASE III AWARDS WITH COM-**
18 **PETITIVE PROCEDURES.**

19 Section 9(r)(4) of the Small Business Act (15 U.S.C.
20 638(r)(4)) is amended by striking “, including sole source
21 awards,” and inserting “as direct follow-on awards issued
22 without further competition”.

