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(Original Signature of Member)

117TH CONGRESS
2D SESSION

H. R. _____

To allow the Administrator of the Small Business Administration to extend the participation period for covered small business concerns in the 8(a) small business program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CARTER of Louisiana introduced the following bill; which was referred to the Committee on _____

A BILL

To allow the Administrator of the Small Business Administration to extend the participation period for covered small business concerns in the 8(a) small business program, 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 “Small Business Set
5 Aside Extension Act of 2022”.

1 **SEC. 2. EXTENSION OF PARTICIPATION IN 8(A) PROGRAM.**

2 (a) IN GENERAL.—A covered small business concern
3 may, subject to the regulations issued by the Adminis-
4 trator of the Small Business Administration under sub-
5 section (b), elect to extend the period in which such cov-
6 ered small business concern participates in the program
7 established under section 8(a) of such Act (15 U.S.C.
8 637(a)) by one year.

9 (b) EMERGENCY RULEMAKING AUTHORITY.—Not
10 later than 45 days after the date of enactment of this Act,
11 the Administrator of the Small Business Administration
12 shall issue regulations to carry out this section without
13 regard to the notice requirements under section 553(b) of
14 title 5, United States Code.

15 (c) COVERED SMALL BUSINESS CONCERN DE-
16 FINED.—

17 (1) IN GENERAL.—In this section, the term
18 “covered small business concern” means a small
19 business concern (as defined under section 3 of the
20 Small Business Act (15 U.S.C. 632)) that—

21 (A) participated in the program established
22 under section 8(a) of the Small Business Act
23 (15 U.S.C. 637(a)) at any point during the pe-
24 riod beginning on September 10, 2020, and
25 ending on the date of the enactment of this Act,

1 including a small business concern that grad-
2 uated during such period;

3 (B) was not terminated or early graduated
4 from such program during such period; and

5 (C) did not voluntarily elect to cease par-
6 ticipating in such program during such period
7 as an alternative to termination or early grad-
8 uation from such program, as determined by
9 the Administrator of the Small Business Ad-
10 ministration.