

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF HR 1960
OFFERED BY MS. DUCKWORTH OF ILLINOIS**

Page 582, insert after line 25 the following (and conform the table of contents accordingly):

1 **SEC. 1607. REPORTING ON GOALS FOR PROCUREMENT**
2 **CONTRACTS AWARDED TO SMALL BUSINESS**
3 **CONCERNS.**

4 Subsection (h) of section 15 of the Small Business
5 Act (15 U.S.C. 644) is amended to read as follows:

6 “(h) REPORTING ON GOALS FOR PROCUREMENT
7 CONTRACTS AWARDED TO SMALL BUSINESS CON-
8 CERNS.—

9 “(1) AGENCY REPORTS.—At the conclusion of
10 each fiscal year, the head of each Federal agency
11 shall submit to the Administrator a report describ-
12 ing—

13 “(A) the extent of the participation by
14 small business concerns, small business con-
15 cerns owned and controlled by veterans (includ-
16 ing service-disabled veterans), qualified
17 HUBZone small business concerns, small busi-
18 ness concerns owned and controlled by socially

1 and economically disadvantaged individuals, and
2 small business concerns owned and controlled
3 by women in the procurement contracts of such
4 agency during such fiscal year;

5 “(B) whether the agency achieved the
6 goals established for the agency under sub-
7 section (g)(2) with respect to such fiscal year;

8 “(C) any justifications for a failure to
9 achieve such goals; and

10 “(D) a remediation plan with proposed
11 new practices to better meet such goals, includ-
12 ing analysis of factors leading to any failure to
13 acheive such goals.

14 “(2) REPORTS BY ADMINISTRATOR.—Not later
15 than 60 days after receiving a report from each Fed-
16 eral agency under paragraph (1) with respect to a
17 fiscal year, the Administrator shall submit to the
18 President and Congress, and to make available on a
19 public Web site, an annual report that includes—

20 “(A) a copy of each report submitted to
21 the Administrator under paragraph (1);

22 “(B) a determination of whether each goal
23 established by the President under subsection
24 (g)(1) for such fiscal year was achieved;

1 “(C) a determination of whether each goal
2 established by the head of a Federal agency
3 under subsection (g)(2) for such fiscal year was
4 achieved;

5 “(D) the reasons for any failure to achieve
6 a goal established under paragraph (1) or (2)
7 of subsection (g) for such fiscal year and a de-
8 scription of actions planned by the applicable
9 agency to address such failure, including the
10 Administrator’s comments and recommenda-
11 tions on the proposed remediation plan; and

12 “(E) for the Federal Government and each
13 Federal agency, an analysis of the number and
14 dollar amount of prime contracts awarded dur-
15 ing such fiscal year to—

16 “(i) small business concerns—

17 “(I) in the aggregate;

18 “(II) through sole source con-
19 tracts;

20 “(III) through competitions re-
21 stricted to small business concerns;

22 and

23 “(IV) through unrestricted com-
24 petition;

1 “(ii) small business concerns owned
2 and controlled by service-disabled vet-
3 erans—

4 “(I) in the aggregate;

5 “(II) through sole source con-
6 tracts;

7 “(III) through competitions re-
8 stricted to small business concerns;

9 “(IV) through competitions re-
10 stricted to small business concerns
11 owned and controlled by service-dis-
12 abled veterans; and

13 “(V) through unrestricted com-
14 petition;

15 “(iii) qualified HUBZone small busi-
16 ness concerns—

17 “(I) in the aggregate;

18 “(II) through sole source con-
19 tracts;

20 “(III) through competitions re-
21 stricted to small business concerns;

22 “(IV) through competitions re-
23 stricted to qualified HUBZone small
24 business concerns;

1 “(V) through unrestricted com-
2 petition where a price evaluation pref-
3 erence was used; and

4 “(VI) through unrestricted com-
5 petition where a price evaluation pref-
6 erence was not used;

7 “(iv) small business concerns owned
8 and controlled by socially and economically
9 disadvantaged individuals—

10 “(I) in the aggregate;

11 “(II) through sole source con-
12 tracts;

13 “(III) through competitions re-
14 stricted to small business concerns;

15 “(IV) through competitions re-
16 stricted to small business concerns
17 owned and controlled by socially and
18 economically disadvantaged individ-
19 uals;

20 “(V) through unrestricted com-
21 petition; and

22 “(VI) by reason of that concern’s
23 certification as a small business
24 owned and controlled by socially and

1 economically disadvantaged individ-
2 uals;

3 “(v) small business concerns owned by
4 an Indian tribe (as such term is defined in
5 section 8(a)(13)) other than an Alaska Na-
6 tive Corporation—

7 “(I) in the aggregate;

8 “(II) through sole source con-
9 tracts;

10 “(III) through competitions re-
11 stricted to small business concerns;

12 “(IV) through competitions re-
13 stricted to small business concerns
14 owned and controlled by socially and
15 economically disadvantaged individ-
16 uals; and

17 “(V) through unrestricted com-
18 petition;

19 “(vi) small business concerns owned
20 by a Native Hawaiian Organization—

21 “(I) in the aggregate;

22 “(II) through sole source con-
23 tracts;

24 “(III) through competitions re-
25 stricted to small business concerns;

1 “(IV) through competitions re-
2 stricted to small business concerns
3 owned and controlled by socially and
4 economically disadvantaged individ-
5 uals; and

6 “(V) through unrestricted com-
7 petition;

8 “(vii) small business concerns owned
9 by an Alaska Native Corporation—

10 “(I) in the aggregate;

11 “(II) through sole source con-
12 tracts;

13 “(III) through competitions re-
14 stricted to small business concerns;

15 “(IV) through competitions re-
16 stricted to small business concerns
17 owned and controlled by socially and
18 economically disadvantaged individ-
19 uals; and

20 “(V) through unrestricted com-
21 petition; and

22 “(viii) small business concerns owned
23 and controlled by women—

24 “(I) in the aggregate;

1 “(II) through competitions re-
2 stricted to small business concerns;

3 “(III) through competitions re-
4 stricted using the authority under sec-
5 tion 8(m)(2);

6 “(IV) through competitions re-
7 stricted using the authority under sec-
8 tion 8(m)(2) and in which the waiver
9 authority under section 8(m)(3) was
10 used; and

11 “(V) through unrestricted com-
12 petition; and

13 “(F) for the Federal Government, the
14 number, dollar amount, and distribution with
15 respect to the North American Industry Classi-
16 fication System of subcontracts awarded during
17 such fiscal year to small business concerns,
18 small business concerns owned and controlled
19 by service-disabled veterans, qualified
20 HUBZone small business concerns, small busi-
21 ness concerns owned and controlled by socially
22 and economically disadvantaged individuals, and
23 small business concerns owned and controlled
24 by women, provided that such information is
25 publicly available through data systems devel-

1 oped pursuant to the Federal Funding Account-
2 ability and Transparency Act of 2006 (Public
3 Law 109-282), or otherwise available as pro-
4 vided in paragraph (3).

5 “(3) ACCESS TO DATA.—

6 “(A) FEDERAL PROCUREMENT DATA SYS-
7 TEM.—To assist in the implementation of this
8 section, the Administration shall have access to
9 information collected through the Federal Pro-
10 curement Data System, Federal Subcontracting
11 Reporting System, or any new or successor sys-
12 tem.

13 “(B) AGENCY PROCUREMENT DATA
14 SOURCES.—To assist in the implementation of
15 this section, the head of each contracting agen-
16 cy shall provide, upon request of the Adminis-
17 tration, procurement information collected
18 through agency data collection sources in exist-
19 ence at the time of the request. Contracting
20 agencies shall not be required to establish new
21 data collection systems to provide such data.”.

