

117TH CONGRESS  
1ST SESSION

# H. R. 5861

To streamline the process for granting certain waivers for requirements on contracts awarded under section 8(a) of the Small Business Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2021

Mr. EVANS (for himself and Mr. FITZGERALD) introduced the following bill;  
which was referred to the Committee on Small Business

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## A BILL

To streamline the process for granting certain waivers for requirements on contracts awarded under section 8(a) of the Small Business Act, 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 “Waiver Authorization  
5 Streamlining Act of 2021”.

6 **SEC. 2. WAIVER AUTHORIZATION STREAMLINING.**

7 Section 8(a)(21) of the Small Business Act (15  
8 U.S.C. 637(a)(21)) is amended—

1           (1) in subparagraph (A), by striking “subpara-  
2       graph (B)” and inserting “subparagraphs (B) and  
3       (F)”;

4           (2) in subparagraph (B)—

5                 (A) by striking clause (iii); and

6                 (B) by redesignating clauses (iv) and (v)  
7       as clauses (iii) and (iv), respectively;

8           (3) by moving subparagraph (C) two ems to the  
9       left; and

10          (4) by adding at the end the following new sub-  
11       paragraph:

12       “(F) In the event either a contract awarded pursuant  
13       to this subsection or ownership and control of a concern  
14       performing a contract awarded pursuant to this subsection  
15       will pass to another small business concern, the require-  
16       ments of subparagraph (A) shall not apply if—

17               “(i) the acquiring small business concern is a  
18       program participant; and

19               “(ii) upon a request submitted prior to the pas-  
20       sage of the contract or the actual relinquishment of  
21       ownership and control, as applicable, the Adminis-  
22       trator (or the delegate of the Administrator) deter-  
23       mines that the acquiring small business concern

- 1 would otherwise be eligible to directly receive the
- 2 award pursuant to this subsection.”.

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