

[DISCUSSION DRAFT]

111TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To provide for a National Small Business Summit on Economic Recovery,  
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. SCHRADER introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

**A BILL**

To provide for a National Small Business Summit on  
Economic Recovery, 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 “National Small Busi-  
5 ness Summit on Economic Recovery Act of 2009”.

6 **SEC. 2. AMENDMENTS TO SMALL BUSINESS ACT.**

7 Section 4 of the Small Business Act (15 U.S.C. 633)  
8 is amended by adding at the end the following:

9 “(g) CO-SPONSORSHIP OF EVENTS.—

1           “(1) AUTHORIZATION.—The Administrator,  
2 after consultation with the General Counsel, may  
3 provide assistance for the benefit of small business  
4 through Administration-sponsored activities, through  
5 cosponsored activities with any eligible entity.

6           “(2) ELIGIBLE ENTITY.—For purposes of this  
7 subsection, the term ‘eligible entity’ means any for-  
8 profit or not-for-profit entity, and Federal, State, or  
9 local government official, or any Federal, State, or  
10 local government entity.

11           “(3) PROHIBITION ON ENDORSEMENTS.—The  
12 Administrator shall ensure that the Administration  
13 and any eligible entities that cosponsor activities re-  
14 ceive appropriate recognition for such cosponsorship,  
15 and that such recognition does not constitute or  
16 imply an endorsement by the Administration of any  
17 product or service of such entity.

18           “(4) AUTHORITY TO CHARGE FEES.—Notwith-  
19 standing any other provision of law, the Adminis-  
20 trator may charge a participant in any activity spon-  
21 sored or cosponsored by the Administration a mini-  
22 mal fee, and retain and use such fee to cover the  
23 costs of such activity.

24           “(5) LIMITED DELEGATION.—The Adminis-  
25 trator may not delegate the authority described in

1 this subsection except to the Deputy Administrator,  
2 an Associate Administrator, or an Assistant Admin-  
3 istrator.

4 “(6) REPORT TO CONGRESS.—The Inspector  
5 General of the Small Business Administration shall  
6 report annually to Congress on the Administrator’s  
7 use of authority under this subsection.

8 “(7) RULEMAKING.—Not later than 180 days  
9 after the date of enactment of this subsection, the  
10 Administrator shall promulgate regulations to carry  
11 out the provisions of this subsection.”.

12 **SEC. 3. NATIONAL SMALL BUSINESS SUMMIT ON ECONOMIC**  
13 **RECOVERY.**

14 (a) IN GENERAL.—Not later than December 30,  
15 2010, the President, acting through the Administrator of  
16 the Small Business Administration (hereinafter in this Act  
17 referred to as the “Administrator”), shall convene a Na-  
18 tional Small Business Summit on Economic Recovery  
19 (hereinafter in this Act referred to as the “Summit”).

20 (b) PURPOSES.—The Summit shall carry out the fol-  
21 lowing objectives:

22 (1) Examining the present conditions and fu-  
23 ture needs of small business concerns in the United  
24 States.

1           (2) Increasing awareness of the contribution of  
2           small business concerns to the economy of the  
3           United States.

4           (3) Identifying and prioritizing the economic,  
5           regulatory, and societal problems that affect small  
6           business concerns and the ability of such concerns to  
7           survive and grow in the economy.

8           (4) Examining the status of small business con-  
9           cerns owned and controlled by women or minorities.

10          (5) Assembling representatives of small busi-  
11          ness concerns to develop practical and specific rec-  
12          ommendations for legislative and regulatory actions  
13          to maintain and encourage the economic viability of  
14          such concerns.

15          (6) Promoting and evaluating the small busi-  
16          ness assistance programs of the Small Business Ad-  
17          ministration and other Federal agencies and recom-  
18          mending potential improvements for those programs.

19          (c) PARTICIPANTS.—

20               (1) APPOINTMENTS.—

21                   (A) The President may appoint 2 partici-  
22                   pants to the Summit from each State.

23                   (B) The Governor of each State may ap-  
24                   point a number of participants to the Summit

1 equal to the number of congressional districts  
2 in that State.

3 (C) Each Member of the House of Rep-  
4 resentatives and each Senator may appoint a  
5 participant to the Summit.

6 (D) The Administrator shall appoint a  
7 number of participants to the Summit from  
8 each State equal to the number of congressional  
9 districts in that State.

10 (2) DIVERSITY.—To the extent practicable, ap-  
11 pointments shall be made to ensure diversity among  
12 recipients with respect to the following:

13 (A) Gender.

14 (B) Race and ethnicity.

15 (C) Business size.

16 (D) Industry sector.

17 (3) ELIGIBILITY.—

18 (A) IN GENERAL.—To be eligible for ap-  
19 pointment to the Summit under subparagraph  
20 (A), (B), or (C) of paragraph (1), an individual  
21 shall be an owner or officer of a small business  
22 concern or a representative of a group that pro-  
23 vides assistance to small business concerns.

24 (B) APPLICATION REQUIRED FOR CERTAIN  
25 INDIVIDUALS.—To be eligible for appointment

1 to the Summit under subparagraph (D) of  
2 paragraph (1), an individual shall—

3 (i) be eligible under subparagraph (A)  
4 of this paragraph; and

5 (ii) submit an application at such  
6 time, in such form, and containing such in-  
7 formation and assurances as the Adminis-  
8 trator determines appropriate.

9 (4) TIME OF APPOINTMENT.—Participants shall  
10 be appointed under paragraph (1) not later than 90  
11 days before the President convenes the Summit.

12 (5) VACANCIES.—The Administrator may ap-  
13 point a participant to the Summit to fill any vacancy  
14 that occurs.

15 (d) SUMMIT ADVISORY COUNCIL.—

16 (1) ESTABLISHMENT.—The Administrator shall  
17 establish a Small Business Summit Advisory Council  
18 (hereinafter in this Act referred to as the “Coun-  
19 cil”), which shall—

20 (A) advise the Administrator on how to or-  
21 ganize and conduct the Summit;

22 (B) assist the Administrator in carrying  
23 out the Summit;

24 (C) submit to the Committee on Small  
25 Business of the House of Representatives and

1 the Committee on Small Business of the Sen-  
2 ate—

3 (i) a report regarding a proposed  
4 agenda for the Summit; and

5 (ii) not later than 120 days after the  
6 date that the Summit terminates, a report  
7 including the results and recommendations  
8 of the Summit.

9 (2) MEMBERSHIP.—The membership of the  
10 Council shall be as follows:

11 (A) The chairperson and the ranking mem-  
12 ber of the Committee on Small Business of the  
13 House of Representatives may each appoint a  
14 member to the Council.

15 (B) The chairperson and the ranking mem-  
16 ber of the Committee on Small Business and  
17 Entrepreneurship of the Senate may each ap-  
18 point a member to the Council.

19 (C) The Chief Counsel for Advocacy of the  
20 Small Business Administration.

21 (3) ELIGIBILITY.—To be eligible for appoint-  
22 ment under subparagraph (A) or (B), an individual  
23 shall be an active small business leader who has par-  
24 ticipated in small business events.

1           (4) COMPENSATION.—Members of the Council  
2           may not receive compensation by reason of service  
3           on the Council, but may receive travel expenses, in-  
4           cluding per diem in lieu of subsistence, under sub-  
5           chapter I of chapter 57 of title 5, United States  
6           Code.

7           (5) MEMBERS NOT CONSIDERED TO BE FED-  
8           ERAL OFFICERS OR EMPLOYEES.—By reason of their  
9           service on the Council, members of the Council shall  
10          not be considered to be officers or employees of the  
11          Federal Government for purposes of any Federal  
12          law.

13          (6) TERMINATION.—The Council shall termi-  
14          nate on the date that is 90 days after the termi-  
15          nation of the Summit.

16          (e) SBA SUPPORT FOR THE SUMMIT.—The Adminis-  
17          trator is authorized to assist the Summit by—

18                (1) contracting for professional conference man-  
19                agement and support services;

20                (2) soliciting sponsorship contributions for  
21                Summit events;

22                (3) establishing partnerships with small busi-  
23                ness organizations to promote the Summit;

24                (4) detailing personnel to the Summit to assist  
25                the Summit in carrying out this Act; and



1           (5) establishing an Internet-based system that  
2 provides participants in the Summit with—

3           (A) background information on issues con-  
4 sidered by the Summit; and

5           **[(B) continuing updates and communica-**  
6 **tions regarding the status of issues considered**  
7 **by the Summit, including after the Summit ter-**  
8 **minates.]**

9           (f) REPORT.—Not later than 120 days after the ter-  
10 mination of the Summit, the Administrator shall submit  
11 to the Congress and publish a report that identifies rec-  
12 ommendations agreed upon by Summit participants which  
13 shall include the following:

14           (1) How to promote entrepreneurship.

15           (2) How to promote the growth of small busi-  
16 ness concerns.

17           (g) APPLICABILITY OF FACA.—The provisions of the  
18 Federal Advisory Committee Act shall not apply to the  
19 Summit or to the Council.

20           (h) DEFINITIONS.—In this Act:

21           (1) The term “State” means each of the several  
22 States, the District of Columbia, and any  
23 commonweath, territory, or possession of the United  
24 States.

1           (2) The term “small business concern” has the  
2           meaning given such term under section 3(a) of the  
3           Small Business Act (15 U.S.C. 632(a)).