

116TH CONGRESS
1ST SESSION

H. R. 2322

To amend section 3903 of title 31, United States Code, to establish accelerated payments applicable to contracts with certain small business concerns, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2019

Mr. BALDERSON (for himself, Ms. HOULAHAN, Mr. CROW, Mr. CHABOT, and Mr. ESPAILLAT) introduced the following bill; which was referred to the Committee on Oversight and Reform

A BILL

To amend section 3903 of title 31, United States Code, to establish accelerated payments applicable to contracts with certain small business concerns, 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 “Accelerated Payments
5 for Small Businesses Act of 2019”.

1 **SEC. 2. ACCELERATED PAYMENTS APPLICABLE TO CON-**
2 **TRACTS WITH CERTAIN SMALL BUSINESS**
3 **CONCERNS UNDER THE PROMPT PAYMENT**
4 **ACT.**

5 Section 3903(a) of title 31, United States Code, is
6 amended—

7 (1) in paragraph (1)(B), by inserting “except as
8 provided in paragraphs (10) and (11),” before “30
9 days”;

10 (2) in paragraph (8), by striking “and”;

11 (3) in paragraph (9), by striking the period at
12 the end and inserting a semicolon; and

13 (4) by adding at the end the following new
14 paragraphs:

15 “(10) for a prime contractor (as defined in sec-
16 tion 8701(5) of title 41) that is a small business
17 concern (as defined under section 3 of the Small
18 Business Act (15 U.S.C. 632)), to the fullest extent
19 permitted by law, require that the head of an agency
20 establish an accelerated payment date with a goal of
21 15 days after a proper invoice for the amount due
22 is received if a specific payment date is not estab-
23 lished by contract; and

24 “(11) for a prime contractor (as defined in sec-
25 tion 8701(5) of title 41) that subcontracts with a
26 small business concern (as defined under section 3

1 of the Small Business Act (15 U.S.C. 632)), to the
2 fullest extent permitted by law, require that the
3 head of an agency establish an accelerated payment
4 date with a goal of 15 days after a proper invoice
5 for the amount due is received if—

6 “(A) a specific payment date is not estab-
7 lished by contract; and

8 “(B) such prime contractor agrees to make
9 payments to such subcontractor in accordance
10 with such accelerated payment date, to the
11 maximum extent practicable, without any fur-
12 ther consideration from or fees charged to such
13 subcontractor.”.

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