

118TH CONGRESS  
2D SESSION

# H. R. 7105

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## AN ACT

To establish requirements relating to certification of small business concerns owned and controlled by women for certain purposes, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “WOSB Certification  
3 and Opportunity Expansion Act”.

4 **SEC. 2. EXCLUSION OF SELF-CERTIFIED SMALL BUSINESS**  
5 **CONCERNS OWNED AND CONTROLLED BY**  
6 **WOMEN FROM GOALS.**

7 (a) **EXCLUSION OF SELF-CERTIFIED WOSBs FROM**  
8 **GOVERNMENTWIDE AND AGENCY GOALS.—**

9 (1) **IN GENERAL.—**Section 15(g) of the Small  
10 Business Act (15 U.S.C. 644(g)) is amended by add-  
11 ing at the end the following new paragraph:

12 “(4) **EXCLUSION OF SELF-CERTIFIED WOSBS**  
13 **FROM GOALS.—**Only small business concerns owned  
14 and controlled by women that have been certified  
15 under section 8(m)(2)(E) shall be included in calcu-  
16 lating the goals established—

17 “(A) under paragraph (1)(A)(v); and

18 “(B) by the head of a Federal agency for  
19 small business concerns owned and controlled  
20 by women under paragraph (2).”.

21 (2) **EFFECTIVE DATE.—**The amendments made  
22 by paragraph (1) shall take effect on the first day  
23 after the end of the second fiscal year beginning  
24 after the Administrator issues the regulations re-  
25 quired under subsection (b)(2).

1 (b) REQUIREMENTS RELATING TO SELF-CERTIFIED  
2 WOSBs.—

3 (1) INCLUSION OF CERTAIN SELF-CERTIFIED  
4 WOSBS IN GOALS.—

5 (A) IN GENERAL.—Notwithstanding any  
6 other provision of law, a small business concern  
7 described in subparagraph (B) shall be deemed  
8 to have been certified by the Administrator or  
9 a national certifying entity approved by the Ad-  
10 ministrator under section 8(m) of the Small  
11 Business Act (15 U.S.C. 637(m)) as a small  
12 business concern owned and controlled by  
13 women under paragraph (2)(E) of such section  
14 (15 U.S.C. 637(m)(2)(E)) for the purposes of  
15 calculating the goals described in paragraph (4)  
16 of section 15(g) of the such Act (as added by  
17 subsection (a) of this Act) until the Adminis-  
18 trator or such a national certifying entity make  
19 a determination with respect to the certification  
20 of such concern.

21 (B) SMALL BUSINESS CONCERNS DE-  
22 SCRIBED.—A small business concern described  
23 in this subparagraph is a small business con-  
24 cern—

1 (i) that is self-certified as a small  
2 business concern owned and controlled by  
3 women as of the date on which the amend-  
4 ments made by subsection (a) take effect;

5 (ii) that files a certification applica-  
6 tion with the Administrator or a national  
7 certifying entity approved by the Adminis-  
8 trator under section 8(m) of the Small  
9 Business Act (15 U.S.C. 637(m)) prior to  
10 such date; and

11 (iii) for which the Administrator or  
12 such a national certifying entity does not  
13 make a determination prior to such date  
14 regarding certification pursuant to such  
15 certification application.

16 (2) RULEMAKING.—Not later than one year  
17 after the date of the enactment of this Act, the Ad-  
18 ministrator shall issue regulations carrying out this  
19 section.

20 (c) QUARTERLY BRIEFINGS REQUIRED.—Not later  
21 than 60 days after the date of the enactment of this Act  
22 and on a quarterly basis thereafter until the date specified  
23 in subsection (b), the Administrator shall provide to the  
24 Committee on Small Business of the House of Representa-  
25 tives and the Committee Small Business and Entrepre-

1 neurship of the Senate a briefing on the implementation  
2 of the requirements of this section. Such briefings shall  
3 include—

4 (1) the total number of small business concerns  
5 expected to seek certification as a small business  
6 concern owned and controlled by women;

7 (2) the number of applications for certification  
8 pending with the Administrator or a national certi-  
9 fying entity approved by the Administrator under  
10 section 8(m) of the Small Business Act during the  
11 period covered by the briefing;

12 (3) the total number of applications approved  
13 by the Administrator or such a national certifying  
14 entity since the date of the enactment of this Act;

15 (4) the timelines associated with processing  
16 such applications by the Administrator or such a na-  
17 tional certifying entity between submission and ap-  
18 proval;

19 (5) the administrative costs to the Administra-  
20 tion to make determinations on such applications  
21 and the estimated cost to such applicant to seek cer-  
22 tification from a national certifying entity;

23 (6) a discussion of the Administrator's current  
24 and future outreach efforts to small business con-

1       cerns owned and controlled by women and to Fed-  
2       eral agencies on the requirements of this Act; and

3               (7) recommendations for additional legislative  
4       authority or resources required to fully implement  
5       the requirements of this Act.

6       (d) DEFINITIONS.—In this section:

7               (1) ADMINISTRATION.—The term “Administra-  
8       tion” means the Small Business Administration.

9               (2) ADMINISTRATOR.—The term “Adminis-  
10      trator” means the Administrator of the Small Busi-  
11      ness Administration.

12              (3) SMALL BUSINESS CONCERN.—The term  
13      “small business concern” has the meaning given  
14      under section 3 of the Small Business Act (15  
15      U.S.C. 632).

16              (4) SMALL BUSINESS CONCERN OWNED AND  
17      CONTROLLED BY WOMEN.—The term “small busi-  
18      ness concern owned and controlled by women” has  
19      the meaning given the term in section 8(m) of the  
20      Small Business Act (15 U.S.C. 637(m)).

1       (e) COMPLIANCE WITH CUTGO.—No additional  
2 amounts are authorized to be appropriated to carry out  
3 this Act or the amendments made by this Act.

Passed the House of Representatives February 28,  
2024.

Attest:

*Clerk.*

118<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

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