

115TH CONGRESS
2D SESSION

S. 2873

To support businesses in Puerto Rico, extend child tax credits for families in Puerto Rico, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 17, 2018

Mr. HATCH (for himself and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To support businesses in Puerto Rico, extend child tax credits for families in Puerto Rico, 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Puerto Rico Economic Empowerment Act of 2018”.

6 (b) **TABLE OF CONTENTS.**—The table of contents of
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—TAX RELIEF

Sec. 101. Temporary employee payroll tax cut for residents of Puerto Rico.

Sec. 102. Equal treatment of Puerto Rican families with 1 or more children that is currently provided to families with 3 or more children.

TITLE II—FLEXIBILITY FOR PUERTO RICO IN SMALL BUSINESS
ADMINISTRATION PROGRAMS

- Sec. 201. Short title.
- Sec. 202. Definitions.

Subtitle A—Lending

- Sec. 211. Microloan program for Puerto Rico small business concerns.

Subtitle B—Procurement

- Sec. 221. Priority for surplus property transfers.
- Sec. 222. Subcontracting incentives for protege firms that are Puerto Rico businesses.
- Sec. 223. Additional mentor-protege relationships for protege firms that are Puerto Rico businesses.

Subtitle C—Entrepreneurial Development

- Sec. 231. FAST grant program for Puerto Rico.

Subtitle D—Small Business Administration Oversight

- Sec. 241. Requirement for the District Director of Puerto Rico.

Subtitle E—Disaster Loan Program Expansion

- Sec. 251. Amendment to definition of disaster for 7(b) loans.

Subtitle F—Amendment to the Investment Company Act of 1940

- Sec. 261. Termination of exemption for companies in territories of the United States.

TITLE III—ECONOMIC STATISTICS

- Sec. 301. Definition.
- Sec. 302. Inclusion of Puerto Rico in Census surveys.
- Sec. 303. Federal Statistical Research Data Center.

TITLE IV—OFFSETS

- Sec. 401. Prevention and Public Health Fund.

1 **TITLE I—TAX RELIEF**

2 **SEC. 101. TEMPORARY EMPLOYEE PAYROLL TAX CUT FOR**

3 **RESIDENTS OF PUERTO RICO.**

4 (a) IN GENERAL.—Notwithstanding any other provi-

5 sion of law, in the case of a qualified resident of Puerto

6 Rico—

1 (1) there shall be allowed a credit against the
 2 tax imposed by section 1401(a) of the Internal Rev-
 3 enue Code of 1986 for any taxable year which begins
 4 in the payroll tax holiday period an amount equal to
 5 3.1 percent of the lesser of—

6 (A) the self-employment income (as defined
 7 in section 1402(b) of such Code) derived from
 8 sources within Puerto Rico (as determined
 9 under section 937(b) of such Code) for the tax-
 10 able year, or

11 (B) the net earnings from self-employment
 12 (as defined in section 1402(a) of such Code) for
 13 the taxable year, and

14 (2) with respect to remuneration received dur-
 15 ing the payroll tax holiday period for services per-
 16 formed as an employee within Puerto Rico (except
 17 amounts received for services performed as an em-
 18 ployee of the United States or any agency thereof),
 19 the rate of tax under 3101(a) of such Code shall be
 20 3.1 percent (including for purposes of determining
 21 the applicable percentage under sections 3201(a)
 22 and 3211(a)(1) of such Code).

23 (b) SPECIAL RULES.—

24 (1) APPLICATION OF RULE FOR SPECIAL RE-
 25 FUNDS.—In the case of a qualified resident of Puer-

1 to Rico to whom subsection (a)(2) applies, the first
2 sentence of section 6413(c)(1) of the Internal Rev-
3 enue Code of 1986 shall be applied by substituting
4 for “exceeds the tax with respect to the amount of
5 such wages received in such year which is equal to
6 such contribution and benefit base” the following:

7 “exceeds the sum of—

8 “(1) 3.1 percent of the lesser of—

9 “(A) the wages received in such year to
10 which section 2(a)(2) of the Puerto Rico Eco-
11 nomic Empowerment Act of 2018 applies, or

12 “(B) the contribution and benefit base,
13 plus

14 “(2) 6.2 percent of the lesser of—

15 “(A) the wages received in such year to
16 which such section does not apply, or

17 “(B) the contribution and benefits base re-
18 duced (but not below zero) by the amount of
19 wages taken into account under paragraph
20 (1).”.

21 (2) EMPLOYER LIABILITY.—An employer who
22 receives an attestation from an employee, in such
23 form and manner as directed by the Secretary of the
24 Treasury (or the Secretary’s delegate), that such
25 employee is a qualified resident of Puerto Rico shall

1 not be liable under section 3102 or 3202 of the In-
2 ternal Revenue Code of 1986 for any failure to col-
3 lect taxes in excess of the rate which applies under
4 this section unless a reasonable person would deter-
5 mine that such attestation is not true and correct.

6 (3) DE MINIMIS SERVICES.—For purposes of
7 subsection (a)(2), services performed as an employee
8 outside of Puerto Rico shall not be taken into ac-
9 count if such services are de minimis.

10 (c) DEFINITIONS.—

11 (1) QUALIFIED RESIDENT.—The term “quali-
12 fied resident” means, with respect to any calendar
13 year, any individual—

14 (A) who was present in Puerto Rico for at
15 least 183 days during the preceding calendar
16 year, and

17 (B) who, as of the first day of the calendar
18 year, does not have a tax home (determined
19 under the principles of section 911(d)(3) of the
20 Internal Revenue Code of 1986 without regard
21 to the second sentence thereof) outside of Puer-
22 to Rico and does not have a closer connection
23 (determined under the principles of section
24 7701(b)(3)(B)(ii) of such Code) to the United

1 States or a foreign country than to Puerto
2 Rico.

3 For purposes of subparagraph (A), the determina-
4 tion of whether a person is present for any day shall
5 be made under the principles of section 7701(b) of
6 such Code.

7 (2) PAYROLL TAX HOLIDAY PERIOD.—The term
8 “payroll tax holiday period” means the period begin-
9 ning after June 30, 2018, and ending before July 1,
10 2020.

11 (d) EMPLOYER NOTIFICATION.—The Secretary of
12 the Treasury shall notify employers of the payroll tax holi-
13 day period in any manner the Secretary deems appro-
14 priate.

15 (e) TRANSFERS OF FUNDS.—

16 (1) TRANSFERS TO FEDERAL OLD-AGE AND
17 SURVIVORS INSURANCE TRUST FUND.—There are
18 hereby appropriated to the Federal Old-Age and
19 Survivors Trust Fund and the Federal Disability In-
20 surance Trust Fund established under section 201
21 of the Social Security Act (42 U.S.C. 401) amounts
22 equal to the reduction in revenues to the Treasury
23 by reason of the application of subsection (a).
24 Amounts appropriated by the preceding sentence
25 shall be transferred from the general fund at such

1 times and in such manner as to replicate to the ex-
2 tent possible the transfers which would have oc-
3 curred to such Trust Fund had such amendments
4 not been enacted.

5 (2) TRANSFERS TO SOCIAL SECURITY EQUIVA-
6 LENT BENEFIT ACCOUNT.—There are hereby appro-
7 priated to the Social Security Equivalent Benefit Ac-
8 count established under section 15A(a) of the Rail-
9 road Retirement Act of 1974 (45 U.S.C. 231n–1(a))
10 amounts equal to the reduction in revenues to the
11 Treasury by reason of the application of subsection
12 (a)(2). Amounts appropriated by the preceding sen-
13 tence shall be transferred from the general fund at
14 such times and in such manner as to replicate to the
15 extent possible the transfers which would have oc-
16 curred to such Account had such amendments not
17 been enacted.

18 (3) COORDINATION WITH OTHER LAWS.—For
19 purposes of applying any provision of law other than
20 the provisions of the Internal Revenue Code of 1986,
21 the rate of tax in effect under section 3101(a) of
22 such Code shall be determined without regard to the
23 reduction in such rate under this section.

1 **SEC. 102. EQUAL TREATMENT OF PUERTO RICAN FAMILIES**
2 **WITH 1 OR MORE CHILDREN THAT IS CUR-**
3 **RENTLY PROVIDED TO FAMILIES WITH 3 OR**
4 **MORE CHILDREN.**

5 (a) **IN GENERAL.**—Section 24 of the Internal Rev-
6 enue Code of 1986, as amended by section 11022 of Public
7 Law 115–97, is amended by adding at the end the fol-
8 lowing new subsection:

9 “(i) **RESIDENTS OF PUERTO RICO.**—In the case of
10 an individual who is a bona fide resident of Puerto Rico
11 during the entire taxable year—

12 “(1) subsection (d)(1)(B)(ii) shall be applied
13 (after application of subsection (h)), by substituting
14 ‘1 or more qualifying children’ for ‘3 or more quali-
15 fying children’, and

16 “(2) for purposes of subclause (I) of such sub-
17 section, such individual’s social security taxes for
18 such taxable year shall be determined as if section
19 101 of the Puerto Rico Economic Empowerment Act
20 of 2018 did not apply.”.

21 (b) **EFFECTIVE DATE.**—The amendment made by
22 this section shall apply to taxable years beginning after
23 December 31, 2017.

1 **TITLE II—FLEXIBILITY FOR**
 2 **PUERTO RICO IN SMALL BUSI-**
 3 **NESS ADMINISTRATION PRO-**
 4 **GRAMS**

5 **SEC. 201. SHORT TITLE.**

6 This title may be cited as the “Puerto Rico Oppor-
 7 tunity, Small Business Prosperity, and Economic Revital-
 8 ization Act of 2018”.

9 **SEC. 202. DEFINITIONS.**

10 (a) **IN GENERAL.**—In this title:

11 (1) **ADMINISTRATION; ADMINISTRATOR.**—The
 12 terms “Administration” and “Administrator” mean
 13 the Small Business Administration and the Adminis-
 14 trator thereof.

15 (2) **MICROLOAN PROGRAM.**—The term
 16 “microloan program” means the program estab-
 17 lished under section 7(m) of the Small Business Act
 18 (15 U.S.C. 636(m)).

19 (3) **OVERSIGHT BOARD TERMINATION DATE.**—
 20 The term “Oversight Board termination date”
 21 means the date on which the Oversight Board estab-
 22 lished under section 101 of the Puerto Rico Over-
 23 sight, Management, and Economic Stability Act (48
 24 U.S.C. 2121) terminates.

1 (4) PUERTO RICO.—The term “Puerto Rico”
2 means the Commonwealth of Puerto Rico.

3 (5) PUERTO RICO BUSINESS.—The term “Puer-
4 to Rico business” means a small business concern
5 that has its principal office located in the Common-
6 wealth of Puerto Rico.

7 (6) SMALL BUSINESS CONCERN.—The term
8 “small business concern” has the meaning given the
9 term in section 3 of the Small Business Act (15
10 U.S.C. 632).

11 (b) SMALL BUSINESS ACT.—Section 3 of the Small
12 Business Act (15 U.S.C. 632) is amended by adding at
13 the end the following:

14 “(ee) PUERTO RICO BUSINESS.—In this Act, the
15 term ‘Puerto Rico business’ means a small business con-
16 cern that has its principal office located in the Common-
17 wealth of Puerto Rico.”.

18 **Subtitle A—Lending**

19 **SEC. 211. MICROLOAN PROGRAM FOR PUERTO RICO SMALL** 20 **BUSINESS CONCERNS.**

21 (a) INCREASE IN ACCESS TO CAPITAL FOR CERTAIN
22 INTERMEDIARIES.—Section 7(m)(3)(C) of the Small Busi-
23 ness Act (15 U.S.C. 636(m)(3)(C)) is amended—

24 (1) by inserting “and except as provided in
25 clause (ii)” after “subsection (a)(3)”;

1 (2) by striking “Notwithstanding” and insert-
2 ing the following:

3 “(i) IN GENERAL.—Notwithstanding”;

4 and

5 (3) by adding at the end the following:

6 “(ii) EXCEPTION FOR CERTAIN PUER-
7 TO RICO BUSINESSES.—

8 “(I) IN GENERAL.—No loan shall
9 be made under this subsection if the
10 total amount outstanding and com-
11 mitted to 1 covered intermediary (ex-
12 cluding outstanding grants) from the
13 business loan and investment fund es-
14 tablished by this Act would, as a re-
15 sult of such loan, exceed \$6,000,000
16 in the remaining years of the covered
17 intermediary’s participation in the
18 program.

19 “(II) DEFINITION.—In this
20 clause, the term ‘covered inter-
21 mediary’ means an intermediary
22 that—

23 “(aa) is participating in the
24 program; and

1 “(bb) submits to the Admin-
2 istrator a certification that not
3 less than 20 percent of the
4 microloans made by the inter-
5 mediary under this subsection,
6 during such period as the Admin-
7 istrator may specify, will be made
8 to Puerto Rico businesses.”.

9 (b) WAIVER OF 25/75 RULE FOR MICROLOANS TO
10 PUERTO RICO SMALL BUSINESS CONCERNS.—Section
11 7(m)(4)(E) of the Small Business Act (15 U.S.C.
12 636(m)(4)(E)) is amended—

13 (1) in clause (i), by striking “Each” and insert-
14 ing “Except as provided in clause (iii), each”; and

15 (2) by adding at the end the following:

16 “(iii) EXCEPTION FOR CERTAIN
17 INTERMEDIARIES.—The Administrator
18 shall waive the requirements of clause (i)
19 for an intermediary for which not less than
20 25 percent of the loans made by the inter-
21 mediary are made to Puerto Rico busi-
22 nesses.”.

23 (c) SBA STUDY.—Not later than 1 year after the
24 date of enactment of this Act, the Administrator shall con-
25 duct a study and submit to the Committee on Small Busi-

1 ness and Entrepreneurship of the Senate and the Com-
2 mittee on Small Business of the House of Representatives
3 a report on the following:

4 (1) The operations (including services provided,
5 structure, size, and area of operation) of a rep-
6 resentative sample of—

7 (A) intermediaries that are eligible for par-
8 ticipation in the microloan program and that
9 participate in the microloan program; and

10 (B) intermediaries (including those oper-
11 ated for profit, operated as nonprofit organiza-
12 tions, and affiliated with a United States insti-
13 tution of higher learning (as defined in section
14 3452 of title 38, United States Code)) that are
15 so eligible and that do not participate in the
16 microloan program.

17 (2) The reasons why intermediaries described in
18 paragraph (1)(B) choose not to participate in the
19 microloan program.

20 (3) Recommendations on how to encourage in-
21 creased participation in the microloan program by
22 intermediaries described in paragraph (1)(B).

23 (4) Recommendations for increasing the num-
24 ber of intermediaries located in the territories of the
25 United States or in economically distressed areas (as

1 defined in section 7(m)(11)(D) of the Small Busi-
2 ness Act (15 U.S.C. 636(m)(11)(D))) that are eligi-
3 ble for participation in the microloan program.

4 (5) Recommendations on how to decrease the
5 costs associated with participation in the microloan
6 program for eligible intermediaries.

7 (d) GAO STUDY ON MICROLOAN INTERMEDIARY
8 PRACTICES.—Not later than 1 year after the date of en-
9 actment of this Act, the Comptroller General of the United
10 States shall submit to the Committee on Small Business
11 and Entrepreneurship of the Senate and the Committee
12 on Small Business of the House of Representatives a re-
13 port evaluating—

14 (1) oversight of the microloan program by the
15 Administration, including oversight of intermediaries
16 participating in the microloan program; and

17 (2) the specific processes used by the Adminis-
18 tration to ensure—

19 (A) compliance by intermediaries partici-
20 pating in the microloan program; and

21 (B) the overall performance of the
22 microloan program.

1 **Subtitle B—Procurement**

2 **SEC. 221. PRIORITY FOR SURPLUS PROPERTY TRANSFERS.**

3 Section 7(j)(13)(F) of the Small Business Act (15
4 U.S.C. 636(j)(13)(F)) is amended by adding at the end
5 the following:

6 “(iii)(I) In this clause, the term ‘covered period’
7 means the period beginning on the date of enact-
8 ment of this clause and ending on the date on which
9 the Oversight Board established under section 101
10 of the Puerto Rico Oversight, Management, and
11 Economic Stability Act (48 U.S.C. 2121) termi-
12 nates.

13 “(II) The Administrator may transfer tech-
14 nology or surplus property under clause (i) on a pri-
15 ority basis to a Puerto Rico business if the Puerto
16 Rico business meets the requirements for such a
17 transfer, without regard to whether the Puerto Rico
18 business is a Program Participant.”.

19 **SEC. 222. SUBCONTRACTING INCENTIVES FOR PROTEGE**
20 **FIRMS THAT ARE PUERTO RICO BUSINESSES.**

21 Section 45(a) of the Small Business Act (15 U.S.C.
22 657r(a)) is amended by adding at the end the following:

23 “(3) PUERTO RICO SMALL BUSINESS CON-
24 CERNS.—

1 “(A) IN GENERAL.—During the period be-
2 ginning on the date of enactment of this para-
3 graph and ending on the date on which the
4 Oversight Board established under section 101
5 of the Puerto Rico Oversight, Management, and
6 Economic Stability Act (48 U.S.C. 2121) termi-
7 nates, the Administrator shall provide addi-
8 tional incentives to covered mentors, including
9 providing additional credit for subcontracts
10 awarded to covered proteges and costs incurred
11 for providing training to covered proteges.

12 “(B) DEFINITIONS.—In this paragraph—

13 “(i) the term ‘covered mentor’ means
14 a mentor that enters into an agreement
15 under this Act, or under any mentor-pro-
16 tege program approved under subsection
17 (b)(1), with a covered protege; and

18 “(ii) the term ‘covered protege’ means
19 a protege—

20 “(I) of a covered mentor; and

21 “(II) that has its principal office
22 located in the Commonwealth of Puer-
23 to Rico.”.

1 **SEC. 223. ADDITIONAL MENTOR-PROTEGE RELATIONSHIPS**
 2 **FOR PROTEGE FIRMS THAT ARE PUERTO**
 3 **RICO BUSINESSES.**

4 Section 45(b)(3)(A) of the Small Business Act (15
 5 U.S.C. 657r(b)(3)(A)) is amended by inserting “, except
 6 that such restrictions shall not apply to a relationship that
 7 was entered into before the date on which the Oversight
 8 Board established under section 101 of the Puerto Rico
 9 Oversight, Management, and Economic Stability Act (48
 10 U.S.C. 2121) terminates and in which the principal office
 11 of the protege is located in the Commonwealth of Puerto
 12 Rico” after “each participant”.

13 **Subtitle C—Entrepreneurial**
 14 **Development**

15 **SEC. 231. FAST GRANT PROGRAM FOR PUERTO RICO.**

16 (a) **IN GENERAL.**—Section 34 of the Small Business
 17 Act (15 U.S.C. 657d) is amended by adding at the end
 18 the following:

19 “(j) **FAST GRANT PROGRAM FOR PUERTO RICO.**—

20 “(1) **ESTABLISHMENT.**—The Administrator
 21 shall establish a program that shall be part of the
 22 FAST program to make awards to, or enter into co-
 23 operative agreements with, a Puerto Rico business.

24 “(2) **TECHNICAL ASSISTANCE.**—If no applicant
 25 is selected to receive assistance under this sub-
 26 section, the Administrator shall use amounts appro-

1 priated to carry out this subsection to provide busi-
 2 ness advice and counseling to a Puerto Rico busi-
 3 ness.

4 “(3) WAIVER OF MATCHING REQUIREMENTS.—
 5 The Administrator may, upon application, waive the
 6 matching requirements under subsection (e)(2) for
 7 an applicant that receives an award or has in effect
 8 a cooperative agreement under this subsection.

9 “(4) FUNDING.—There is authorized to be ap-
 10 appropriated \$100,000 for fiscal year 2019, and each
 11 fiscal year thereafter, to carry out this subsection.”.

12 (b) PROSPECTIVE REPEAL.—Effective on the Over-
 13 sight Board termination date, section 34 of the Small
 14 Business Act (15 U.S.C. 657d), as amended by subsection
 15 (a), is amended by striking subsection (j).

16 **Subtitle D—Small Business**
 17 **Administration Oversight**

18 **SEC. 241. REQUIREMENT FOR THE DISTRICT DIRECTOR OF**
 19 **PUERTO RICO.**

20 (a) IN GENERAL.—During the period beginning on
 21 the date of enactment of this Act and ending on the Over-
 22 sight Board termination date, the director of the district
 23 office of the Administration located in Puerto Rico shall
 24 submit directly to Congress and the Administrator an an-

1 nual report on the activities of the Administration in Puer-
2 to Rico.

3 (b) COORDINATION.—In preparing each report de-
4 scribed in subsection (a), the director described in such
5 subsection shall consult with other Federal agencies to col-
6 lect data on grants, programs, and outreach activities car-
7 ried out by such agencies that affect any Puerto Rico busi-
8 ness.

9 **Subtitle E—Disaster Loan Program** 10 **Expansion**

11 **SEC. 251. AMENDMENT TO DEFINITION OF DISASTER FOR** 12 **7(b) LOANS.**

13 (a) IN GENERAL.—Section 3(k)(2) of the Small Busi-
14 ness Act (15 U.S.C. 632(k)(2)) is amended—

15 (1) in subparagraph (B), by striking “and” at
16 the end;

17 (2) in subparagraph (C), striking the period
18 and inserting “; and”; and

19 (3) by adding at the end the following:

20 “(D) communicable diseases for which the Fed-
21 eral Government issues a travel alert or travel warn-
22 ing.”.

23 (b) APPLICABILITY.—The amendment made by sub-
24 section (a) shall apply to a communicable disease—

1 (1) for which the Federal Government issues a
2 travel alert or travel warning before, on, or after the
3 date of enactment of this Act; and

4 (2) the effects of which are experienced on or
5 after the date of enactment of this Act.

6 **Subtitle F—Amendment to the**
7 **Investment Company Act of 1940**

8 **SEC. 261. TERMINATION OF EXEMPTION FOR COMPANIES**
9 **IN TERRITORIES OF THE UNITED STATES.**

10 (a) IN GENERAL.—Section 6(a) of the Investment
11 Company Act of 1940 (15 U.S.C. 80a–6(a)) is amended—

12 (1) by striking paragraph (1); and

13 (2) by redesignating paragraphs (2) through
14 (5) as paragraphs (1) through (4), respectively.

15 (b) EFFECTIVE DATE AND SAFE HARBOR.—

16 (1) EFFECTIVE DATE.—Except as provided in
17 paragraph (2), the amendment made by subsection
18 (a) shall take effect on the date of enactment of this
19 Act.

20 (2) SAFE HARBOR.—With respect to a company
21 that is exempt under section 6(a)(1) of the Invest-
22 ment Company Act of 1940 (15 U.S.C. 80a–
23 6(a)(1)), as in effect on the day before the date of
24 enactment of this Act, the amendment made by sub-

1 section (a) shall take effect on the date that is 3
2 years after the date of enactment of this Act.

3 (3) **EXTENSION OF SAFE HARBOR.**—The Secu-
4 rities and Exchange Commission, by rule and regula-
5 tion upon its own motion, or by order upon applica-
6 tion, may conditionally or unconditionally, under sec-
7 tion 6(c) of the Investment Company Act of 1940
8 (15 U.S.C. 80a–6(c)), further delay the effective
9 date for a company described in paragraph (2) to be
10 not later than the date that is 6 years after the date
11 of enactment of this Act if, before the end of the ini-
12 tial 3-year period, the Commission determines that
13 such a rule, regulation, motion, or order is necessary
14 or appropriate in the public interest and for the pro-
15 tection of investors.

16 **TITLE III—ECONOMIC** 17 **STATISTICS**

18 **SEC. 301. DEFINITION.**

19 In this title, the term “Secretary” means the Sec-
20 retary of Commerce, acting through the Director of the
21 Bureau of the Census.

22 **SEC. 302. INCLUSION OF PUERTO RICO IN CENSUS SUR-** 23 **VEYS.**

24 (a) **STUDY ON INCLUSION IN CURRENT POPULATION**
25 **SURVEY.**—The Secretary shall study the feasibility of in-

1 cluding Puerto Rico in the Current Population Survey
2 conducted by the Secretary.

3 (b) INTERAGENCY WORKING GROUP ON IMPROVING
4 DATA.—

5 (1) ESTABLISHMENT.—The Chief Statistician
6 of the United States shall establish a technical inter-
7 agency working group to study the most effective ap-
8 proach to improving the quality and availability of
9 data about or from Puerto Rico for the purpose of
10 Federal statistical programs.

11 (2) REPORT.—Not later than October 31,
12 2018, and on a quarterly basis thereafter, the tech-
13 nical interagency working group established under
14 paragraph (1) shall submit a report on the activities
15 and findings of the working group to—

16 (A) the Committee on Finance of the Sen-
17 ate; and

18 (B) the Committee on Ways and Means of
19 the House of Representatives.

20 (c) INCLUSION IN OTHER SURVEYS AND PROGRAMS
21 OF THE BUREAU OF THE CENSUS.—The Secretary shall
22 conduct a proof of concept for including, or expanding the
23 inclusion of, Puerto Rico in each of the following surveys
24 and programs conducted by the Secretary:

1 (1) The Census of Governments and Related
2 Annual Programs.

3 (2) The Survey of Business Owners.

4 (3) The Building Permits Survey.

5 (4) The Quarterly Workforce Indicators, de-
6 rived from the Longitudinal Employer-Household
7 Dynamics Program.

8 (5) The Statistics of U.S. Businesses.

9 **SEC. 303. FEDERAL STATISTICAL RESEARCH DATA CENTER.**

10 (a) IN GENERAL.—The Secretary shall establish a fa-
11 cility, to be known as the “Federal Statistical Research
12 Data Center”, in San Juan, Puerto Rico.

13 (b) DUAL CAPACITY.—The facility established under
14 subsection (a) shall serve as both—

15 (1) an office of the International Trade Man-
16 agement Division of the Bureau of the Census; and

17 (2) a research data center of the Bureau of the
18 Census.

19 **TITLE IV—OFFSETS**

20 **SEC. 401. PREVENTION AND PUBLIC HEALTH FUND.**

21 Section 4002(b) of the Patient Protection and Af-
22 fordable Care Act (42 U.S.C. 300u–11(b)), as amended
23 by section 53119 of Public Law 115–123, is amended—

24 (1) in paragraph (3), by striking
25 “\$900,000,000” and inserting “\$841,000,000”;

1 (2) in paragraph (4), by striking
2 “\$900,000,000” and inserting “\$848,000,000”;
3 (3) by striking paragraphs (5) through (8);
4 (4) by redesignating paragraph (9) as para-
5 graph (7); and
6 (5) by inserting after paragraph (4) the fol-
7 lowing new paragraphs:
8 “(5) for fiscal year 2020, \$900,000,000;
9 “(6) for each fiscal year during the period of
10 fiscal years 2021 through 2027, \$700,000,000;
11 and;”.

○