

118TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To require certification of small business concerns as small business concerns owned and controlled by service-disabled veterans in order to be counted toward goals for contract awards, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Ms. ERNST introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To require certification of small business concerns as small business concerns owned and controlled by service-disabled veterans in order to be counted toward goals for contract awards, 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 “Stop Stolen Valor for  
5 Service-Disabled Veteran-Owned Small Business Contrac-  
6 tors”.

1 **SEC. 2. ELIMINATING SELF-CERTIFICATION FOR SERVICE-**  
2 **DISABLED VETERAN-OWNED SMALL BUSI-**  
3 **NESSES.**

4 (a) DEFINITIONS.—In this section:

5 (1) ADMINISTRATOR.—The term “Adminis-  
6 trator” means the Administrator of the Small Busi-  
7 ness Administration.

8 (2) SMALL BUSINESS CONCERN; SMALL BUSI-  
9 NESS CONCERNS OWNED AND CONTROLLED BY  
10 SERVICE-DISABLED VETERANS.—The terms “small  
11 business concern” and “small business concerns  
12 owned and controlled by service-disabled veterans”  
13 have the meanings given those terms in section 3 of  
14 the Small Business Act (15 U.S.C. 632).

15 (b) ELIMINATING SELF-CERTIFICATION IN PRIME  
16 CONTRACTING AND SUBCONTRACTING FOR SDVOSBs.—

17 (1) IN GENERAL.—Each prime contract award  
18 and subcontract award that is counted for the pur-  
19 pose of meeting the goals for participation by small  
20 business concerns owned and controlled by service-  
21 disabled veterans in procurement contracts for Fed-  
22 eral agencies, as established in section 15(g)(2) of  
23 the Small Business Act (15 U.S.C. 644(g)(2)), shall  
24 be entered into with small business concerns cer-  
25 tified by the Administrator as small business con-  
26 cerns owned and controlled by service-disabled vet-

1       erans under section 36 of such Act (15 U.S.C.  
2       657f).

3               (2) EFFECTIVE DATE.—Paragraph (1) shall  
4       take effect on October 1 of the fiscal year beginning  
5       after the Administrator promulgates the regulations  
6       required under subsection (d).

7       (c) PHASED APPROACH TO ELIMINATING SELF-CER-  
8       TIFICATION FOR SDVOSBS.—Notwithstanding any other  
9       provision of law, any small business concern that self-cer-  
10      tified as a small business concern owned and controlled  
11      by service-disabled veterans may—

12              (1) if the small business concern files a certifi-  
13      cation application with the Administrator before the  
14      end of the 1-year period beginning on the date of en-  
15      actment of this Act, maintain such self-certification  
16      until the Administrator makes a determination with  
17      respect to such certification; and

18              (2) if the small business concern does not file  
19      a certification application before the end of the 1-  
20      year period beginning on the date of enactment of  
21      this Act, lose, at the end of such 1-year period, any  
22      self-certification of the small business concern as a  
23      small business concern owned and controlled by serv-  
24      ice-disabled veterans.

1           (d) RULEMAKING.—Not later than 180 days after the  
2 date of enactment of this Act, the Administrator shall pro-  
3 mulgate regulations to carry out this Act.