

# DIA 9<sup>th</sup> Annual National Small Business Conference

te Steffes  
ce President  
vernment Policy  
DIA

June 20, 20



# Legislative Achievements

Long Term SBIR  
Reauthorization

Repeal of 3% withholding  
Legislation

# Small Business Legislation Introduced in 2011 & 2012

## House Provisions

- H.R. 4 1099 Taxpayer Protection
- H.R. 25 Fair Tax Act of 2011
- H.R. 105 Empowering Patients First Act
- H.R. 117 HELP Veterans Act of 2011
- H.R. 132 Create Jobs by Expanding the R&D Tax Credit
- H.R. 133 Creating Jobs From Innovative Small Businesses H.R. 144 & S128 Small Business Paperwork Elimination H.R. 240 Promote jobs for veterans
- H.R. 244 Protecting Jobs in Your State Act of 2011

6/21/2012

## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 417 Small Business Tax Relief Act of 2011
- H.R. 447 SBIR Enhancement Act of 2011
- H.R. 448 Small Business Innovation Enhancement Act
- H.R. 449 STTR Enhancement Act of 2011
- H.R. 502 Clean Energy Technology and Export Assistance
- H.R. 527 Regulatory Flexibility Improvements Act of 2011
- H.R. 585 Small Business Size Standard Flexibility Act
- H.R. 598 & S.236 Eliminate preferences a for Alaska Native Corporations
- H.R. 743 & S.367 Hire a Hero Act of 2011
- H.R. 744 Women's Business Ownership
- H.R. 924 Jobs for Veterans Act of 2011

6/21/2012

## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 1050 Small Business Health Fairness Act of 2011
- H.R. 1070 Small Company Capital Formation Act of
- H.R. 1082 Small Business Capital Access and Job Preservation Act
- H.R. 1137 Small Business Credit Card Act of 2011
- H.R. 1180 Small Business Start-Up Savings Account Act
- H.R. 1244 Private Employee Ownership Act of 2011
- H.R. 1249 America Invents Act
- H.R. 1304 Small Business Jobs Act Technical Corrections Act of 2011

## Small Business Legislation Introduced in 2012012 Continued

- H.R. 1425 Improve STTR and SBIR programs
- H.R. 1657 Penalties for misrepresentation of a small business
- H.R. 1661 Small Business Tax Relief
- H.R. 1663 Work opportunity tax credit for small businesses
- H.R. 1730 Small Business Start-up Savings Accounts Act
- H.R. 1732 Innovative Technologies Incentive Act
- H.R. 1770 Small Business Paperwork Relief Act
- H.R. 1812 Small Business Growth Act
- H.R. 1984 Small Business Banking Improvement Act

## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 1985 Small Business Tax Equity Act
- H.R. 2131 Protect HUBZone Act
- H.R. 2466 Small Business Efficiency Act
- H.R. 2614 Entrepreneurship Tax Cut Act
- H.R. 2676 Small Business Health Relief Act
- H.R. 2739 Jump Start America SB Innovation Act
- H.R. 2807 Small Business Leg Up Act
- H.R. 2872 Job Creation and Job Creation and Urban Revitalization Act
- H.R. 2873 Small Business Expansion & Hiring Act

## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 2921 Expanding Opportunities for Small Business
- H.R. 2930 Entrepreneurship Access to Capital Act
- H.R. 2936 Small Business Administration Express Loan Extension Act
- H.R. 2941 Startup Expansion and Investment Act
- H.R. 2949 Small Business Opportunity Expansion Act
- H.R. 3007 Give Credit to Main Street Act
- H.R. 3137 Small Business Freedom of Commerce Act
- H.R. 3147 Small Business Lending Extension Act
- H.R. 3184 Fairness and Transparency in Contracting Act
- H.R. 3219 Small Business Investment Company

6/21/2012 Modernization Act



## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 3267 Protect Small Business Jobs Act
- H.R. 3400 Jobs Through Growth Act
- H.R. 3427 STARTUP Act
- H.R. 3448 Require DoD to Meet SB Goals for Veterans'
- H.R. 3635 Investing in America's Small Businesses Act
- H.R. 3655 Small Business Access to Capital
- H.R. 3754 Not Too Small to Succeed in Business Act
- H.R. 3779 Small Business Growth and Federal  
Accountability Act
- H.R. 3836 SBA Paperwork Reduction Act

## Small Business Legislation Introduced in 2011-2012 Continued

- H.R. 3993 Capital Access for Small Business and Jobs Act
- H.R. 4048 Improving Contracting Opportunities for VOSB
- H.R. 4081 Contractor Opportunity Protection Act
- H.R. 4118 Small Business Procurement Improvement Act
- H.R. 4121 Early Stage Small Business Contracting Act
- H.R. 4185 Small Business Clean Energy Financing Act
- H.R. 4191 Credit Union Small Business Lending Act
- H.R. 4203 Women's Procurement Program Improvement Act
- H.R. 4206 Contract Oversight for Small Business Jobs Act
- H.R. 4375 Small Business Taxpayer Bill of Rights Act

6/21/2012

## Small Business Legislation Introduced in 2011-2012 Continued

- Small Business Contracting Reform Legislation –  
All approved by the Small Business Committee March 2012  
**Waiting House Floor Action**
- ✓ H.R. 3850 Government Efficiency through Small Business Contracting
- ✓ H.R. 3851 Small Business Advocate Act
- ✓ H.R. 3893 Subcontracting Transparency and Reliability Act
- ✓ H.R. 3980 Small Business Opportunity Act
- ✓ H.R. 3985 Building Better Business Partnerships Act
- ✓ H.R. 3987 Small Business Protection Act
- ✓ H.R. 4081 Contractor Opportunity Protection Act
- ✓ <sup>6/27/12</sup> H.R. 4206 Small Business Jobs Act

# Small Business Legislation Introduced in 2011-2012 Continued Senate Provisions

- S. 239 Innovate America Act
- S. 256 American Opportunity Act of 2011
- S. 361 Seven Point Plan for Growing Jobs Act
- S. 364 Establish a new Small Business Savings Account
- S. 370 Notify small business included in offers
- S. 474 Small Business Regulatory Freedom Act of 2011
- S. 493 SBIR/STTR Reauthorization Act of 2011
- S. 633 Small Business Fraud Prevention Act of 2011
- S.532 Patriot Express Authorization Act of 2011'
- S.825 Job Creation Through Innovation Act
- S.1110 Counting contracts toward contracting goals.

6/21/2012

## Small Business Legislation Introduced in 2011-2012 Continued

- S. 1801 Small Business Jobs Tax Extension
- S. 1828 Increasing Small Business Lending Act
- S. 2050 Small Business Tax Extension Act
- S. 2172 Fairness in Women-Owned Small Business Contracting Act
- S. 2237 Small Business Jobs and Tax Relief Act
- S. 2291 Small Business Taxpayers Bill of Rights Act

## **House Committee on Small Business Passed Bills included in the FY-13 NDAA (H.R. 4310)**

- H.R. 3980 Small Business Opportunity Act
- H.R. 3850 Government Efficiency through Small Business Contracting Act of 2012
- H.R. 3985 Building Better Business Partnerships Act of 2012
- H.R. 3893 Subcontracting Transparency and Reliability Act of 2012
- H.R. 4081 Contractor Opportunity Protection Act
- H.R. 4206 Small Business Jobs Act
- H.R. 3851 Small Business Advocate Act of 2012

6/21/2012

# Small Business Provisions included in the NDAA for Fiscal Year 2013

- **Section 1621** - Procurement Center Representatives
- **Section 1622** - Small Business Act Contracting Requirements Training
- **Section 1623** - Acquisition Planning
- **Section 1631**-Goals for Procurement Contracts Awarded to Small Business Concerns
- **Section 1632** - Reporting on Goals for Procurement Contracts Awarded to Small Business Concerns
- **Section 1633** - Senior Executives

# Small Business Provisions included in the NDAA for Fiscal Year 2013

- **Section 1641** - Mentor-Protégé Programs
- **Section 1651**-Limitations on Subcontracting
- **Section 1652** - Penalties
- **Section 1655**-Subcontracting Plans
- **Section 1658**-Publication of Certain Documents
- **Section 1661**-Small Business Concern Size Standards
- **Section 1671**-Consolidation of Provisions Relating to Contract Bundling



# Small Business Provisions included in the NDAA for Fiscal Year 2013

- **Section 1681** - Safe Harbor for Good Faith Compliance Efforts
- **Section 1683**-Requirement that Fraudulent Businesses Be Referred for Suspension or Debarment
- **Section 1684** - Annual Report on Suspensions and Debarments Proposed by Small Business Administration
- **Section 1691** - Offices of Small and Disadvantaged Business Utilization
- **Section 1692** - Small Business Procurement Advisory Council

# Small Business Legislation Introduced in 2011-2012 Continued

- For a summary, current status, and/or the full text of each bill, go to:  
<http://thomas.loc.gov/home/thomas.php>
  - Click on “Bill Number”, enter the bill you are looking for and click on search.
- Any questions/comments contact me at: [psteffes@ndia.org](mailto:psteffes@ndia.org)

## Impact of Regulatory Costs on Small Businesses

- US Small Businesses Represent:
  - 99% of all employers
  - 44% of the total US private sector payroll
  - 40% of high-tech workers
  - 97.3% of all identified exporters, 30.2% of known export value
  - 33.3% of federal prime and subcontract dollars
- US Small Businesses (20 or fewer employees) pay an average of \$10,585 per employee for regulatory costs, which is 36% higher than large firms (500 employees or more)
- Environmental regulation costs 364% more for small firms and 206% more for tax compliance.

# Impact of Regulatory Costs on Small Businesses Continued

## Annual Cost Per Employee of Federal Regulations by Firm Size

Type of Regulation	Cost All Firms	Fewer than 20 Employees	20-499 Employees	500 + Employees
All Federal Regulation	\$8,086	\$10,585	\$7,454	\$7,755
Economic	5,153	4,120	4,750	5,835
Environmental	1,523	4,101	1,294	883
Tax Compliance	800	1,584	760	517
Occupational Safety and Health Homeland Security	600	781	650	520

- Source: *The Impact of Regulatory Costs on Small Firms*, by Nicole Crain and Mark Crain, 2010. U.S. Small Business Administration, Office of Advocacy

6/21/2012

## **Proposed Executive Order (EO) on Disclosure of Contractor Contributions**

- A proposed EO would direct federal agencies to require contractors to disclose political expenditures and contributions made within two years of all proposal submissions in an official contracting certification.
- The proposed EO would require contractors to certify their acknowledgment that full disclosure of this information has been made as a precondition for the contract award.
- Failure to make a full disclosure in the certification process could result in criminal prosecution.

# Export Control Requirements

- **International Traffic in Arms Regulations (ITAR)** is a set of United States government regulations that control the export and import of defense-related articles and services. **ITAR 122.1** requires registration.
- **Purpose.** Registration is primarily a means to provide the U.S. Government with necessary information on who is involved in certain manufacturing and exporting activities. Registration does not confer any export rights or privileges. It is generally a precondition to the issuance of any license or other approval under this subchapter.

# Export Control Requirements - Continued

## ITAR 122.1 Registration requirements.

- Any person who engages in the United States in the business of either manufacturing or exporting defense articles or furnishing defense services is required to register with the Directorate of Defense Trade Controls. For the purpose of this subchapter, engaging in the business of manufacturing or exporting defense articles or furnishing defense services requires only one occasion of manufacturing or exporting a defense article or furnishing a defense service.

# Export Control Requirements - Continued

- **Exemptions.** Registration is not required for:
  - (1) Officers and employees of the United States Government acting in an official capacity.
  - (2) Persons whose pertinent business activity is confined to the production of unclassified technical data only.
  - (3) Persons all of whose manufacturing and export activities are licensed under the Atomic Energy Act of 1954, as amended.
  - (4) Persons who engage only in the fabrication of articles for experimental or scientific purpose, including research and development.



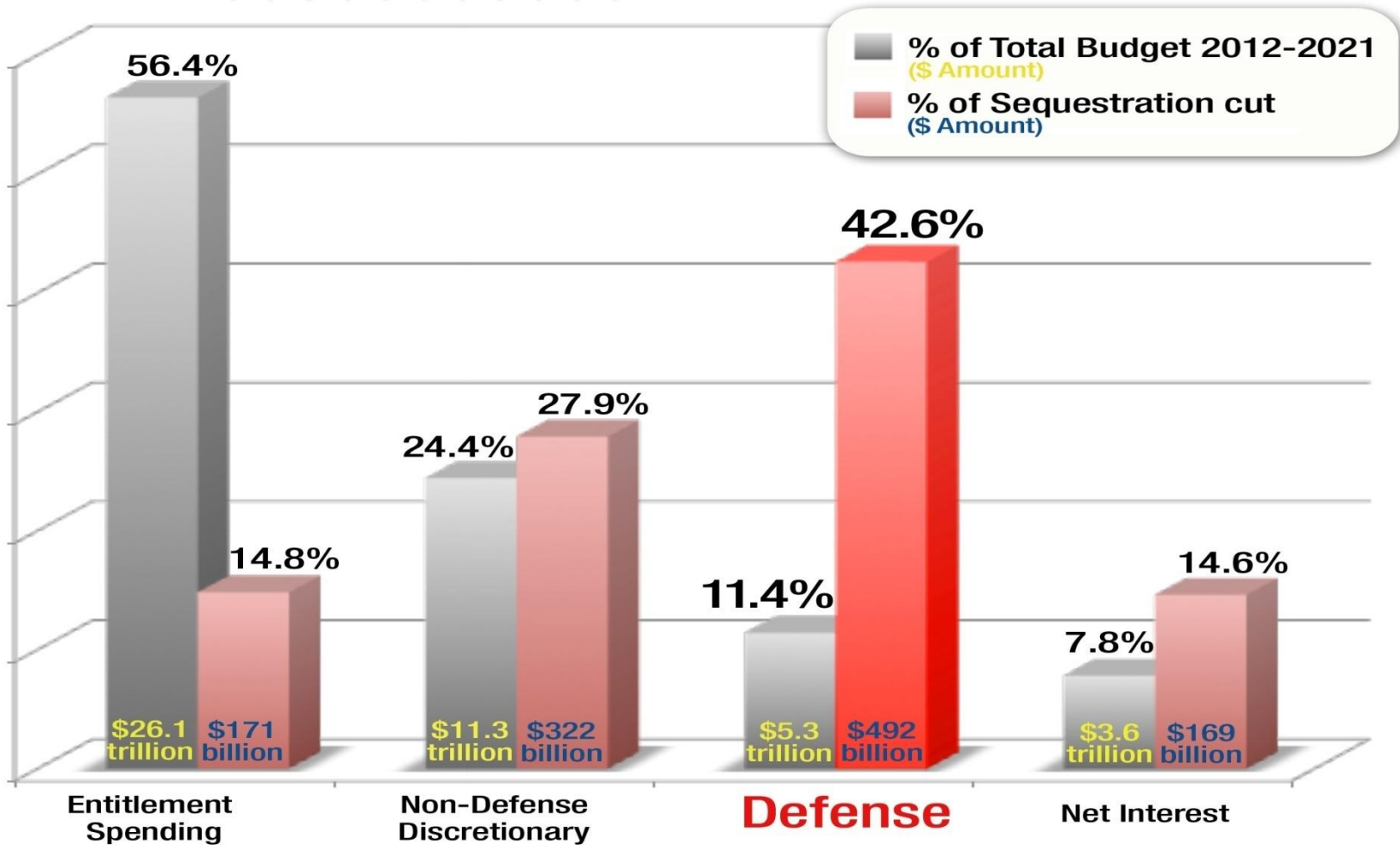
## Department of State Contacts for Further Information

- [DDTC Home](#)
- **Contact Information**
- *For Defense Trade inquiries related to basic process and status:*
- **RESPONSE TEAM**
- Hours: 9am - 5pm Eastern U.S. time Phone: (202) 663-1282 E-mail: [DDTCResponseTeam@state.gov](mailto:DDTCResponseTeam@state.gov)
- *For Technical Issues:*
- **HELP DESK**
- Hours: 9am - 5pm Eastern U.S. time Phone: (202) 663-2838 E-mail: [DTradeHelpdesk@state.gov](mailto:DTradeHelpdesk@state.gov)

# SEQUESTRATION



## Share of Total Sequestration Cuts by Percentage of Total Spending 2013-2021



# Questions - Comments

Pete Steffes  
psteffes@ndia.org

(703) 247 9470

