

115TH CONGRESS  
2D SESSION

# H. R. 5337

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.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 2018

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

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## 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 2018”.

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

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, establish an accelerated payment  
20 date with a goal of 15 days after a proper invoice  
21 for the amount due is received if a specific payment  
22 date is not established by contract; and

23 “(11) for a prime contractor (as defined in sec-  
24 tion 8701(5) of title 41) that subcontracts with a  
25 small business concern (as defined under section 3  
26 of the Small Business Act (15 U.S.C. 632)), to the

1       fullest extent permitted by law, establish an acceler-  
2       ated payment date with a goal of 15 days after a  
3       proper invoice for the amount due is received if—

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

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

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