

116TH CONGRESS  
1ST SESSION

# H. R. 2322

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.

---

## IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2019

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

---

## 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 2019”.

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 inserting a semicolon; 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, require that the head of an agency  
20 establish an accelerated payment date with a goal of  
21 15 days after a proper invoice for the amount due  
22 is received if a specific payment date is not estab-  
23 lished by contract; and

24 “(11) for a prime contractor (as defined in sec-  
25 tion 8701(5) of title 41) that subcontracts with a  
26 small business concern (as defined under section 3

1 of the Small Business Act (15 U.S.C. 632)), to the  
2 fullest extent permitted by law, require that the  
3 head of an agency establish an accelerated payment  
4 date with a goal of 15 days after a proper invoice  
5 for the amount due is received if—

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

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

○