

77

**AMENDMENT TO H.R. 5136, AS REPORTED
OFFERED BY MS. KOSMAS OF FLORIDA**

At the end of title VIII, add the following new sections:

1 **SEC. 839. INCREASE IN AMOUNT OF DISCRETIONARY TECH-**
2 **NICAL ASSISTANCE AUTHORIZED UNDER**
3 **SMALL BUSINESS INNOVATION RESEARCH**
4 **PROGRAM OF THE DEPARTMENT OF DE-**
5 **FENSE.**

6 Section 9(q) of the Small Business Act (15 U.S.C.
7 638(q)) is amended—

8 (1) in paragraph (2), by inserting “(or vendors,
9 in the case of the Department of Defense or a mili-
10 tary department)” after “vendor”; and

11 (2) in paragraph (3)—

12 (A) in subparagraph (A), by striking
13 “Each” and inserting “Except as provided in
14 subparagraph (C), each”;

15 (B) in subparagraph (B), by striking
16 “Each” and inserting “Except as provided in
17 subparagraph (C), each”; and

18 (C) by adding at the end the following new
19 subparagraph:

1 “(C) FIRST AND SECOND PHASES IN DE-
2 PARTMENT OF DEFENSE.—In the case of the
3 Department of Defense or a military depart-
4 ment, the Secretary of Defense or the Secretary
5 of a military department—

6 “(i) may provide services described in
7 paragraph (1) to first phase SBIR award
8 recipients in an amount equal to not more
9 than \$5,000, which shall be in addition to
10 the amount of the recipient’s award; and

11 “(ii) may directly provide to any sec-
12 ond phase SBIR award recipient services
13 described in paragraph (1), or may author-
14 ize any such recipient to purchase such
15 services with funds available from their
16 SBIR awards, in an amount equal to not
17 more than \$5,000 per year, per award.”.

18 **SEC. 840. LIMITED AUTHORITY FOR DEPARTMENT OF DE-**
19 **FENSE UNDER SMALL BUSINESS INNOVATION**
20 **RESEARCH AND SMALL BUSINESS TECH-**
21 **NOLOGY TRANSFER PROGRAMS TO USE PRO-**
22 **GRAM FUNDS FOR ADMINISTRATIVE AND**
23 **PROGRAM MANAGEMENT COSTS.**

24 Section 9 of the Small Business Act (15 U.S.C. 638)
25 is amended—

1 (1) in subsection (f)(2)(A), by striking “any”
2 and inserting “any (or, in the case of the Depart-
3 ment of Defense or a military department, more
4 than 3.0 percent)”; and

5 (2) in subsection (n)(2)(A), by striking “any”
6 and inserting “any (or, in the case of the Depart-
7 ment of Defense or a military department, more
8 than 3.0 percent)”.

