

114TH CONGRESS
1ST SESSION

S. 1292

To amend the Small Business Act to treat certain qualified disaster areas as HUBZones and to extend the period for HUBZone treatment for certain base closure areas, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 12, 2015

Mr. VITTER (for himself and Mr. KING) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

A BILL

To amend the Small Business Act to treat certain qualified disaster areas as HUBZones and to extend the period for HUBZone treatment for certain base closure areas, 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 “HUBZone Revitaliza-
5 tion Act of 2015”.

6 **SEC. 2. HUBZONE QUALIFIED DISASTER AREAS.**

7 (a) IN GENERAL.—The Small Business Act (15
8 U.S.C. 631 et seq.) is amended—

1 (1) in section 3(p) (15 U.S.C. 632(p))—

2 (A) in paragraph (1)—

3 (i) in subparagraph (D), by striking
4 “or”;

5 (ii) in subparagraph (E), by striking
6 the period at the end and inserting “; or”;
7 and

8 (iii) by adding at the end the fol-
9 lowing:

10 “(F) qualified disaster areas.”; and

11 (B) in paragraph (4), by adding at the end
12 the following:

13 “(E) QUALIFIED DISASTER AREA.—

14 “(i) IN GENERAL.—The term ‘quali-
15 fied disaster area’ means any census tract
16 or nonmetropolitan county located in an
17 area for which the President has declared
18 a major disaster under section 401 of the
19 Robert T. Stafford Disaster Relief and
20 Emergency Assistance Act (42 U.S.C.
21 5170) or located in an area in which a cat-
22 astrophic incident has occurred, if—

23 “(I) in the case of a census tract,
24 the census tract ceased to be a quali-
25 fied census tract during the period be-

1 ginning 5 years before and ending 2
2 years after the date on which—

3 “(aa) the President declared
4 the major disaster; or

5 “(bb) the catastrophic inci-
6 dent occurred; or

7 “(II) in the case of a nonmetro-
8 politan county, the nonmetropolitan
9 county ceased to be a qualified non-
10 metropolitan county during the period
11 beginning 5 years before and ending 2
12 years after the date on which—

13 “(aa) the President declared
14 the major disaster; or

15 “(bb) the catastrophic inci-
16 dent occurred.

17 “(ii) TREATMENT.—A qualified dis-
18 aster area shall only be treated as a
19 HUBZone—

20 “(I) in the case of a major dis-
21 aster declared by the President, dur-
22 ing the 5-year period beginning on the
23 date on which the President declared
24 the major disaster for the area in
25 which the census tract or nonmetro-

1 politan county, as applicable, is lo-
2 cated; and

3 “(II) in the case of a cata-
4 strophic incident, during the 10-year
5 period beginning on the date on which
6 the catastrophic incident occurred in
7 the area in which the census tract or
8 nonmetropolitan county, as applicable,
9 is located.”; and

10 (2) in section 31(c)(3) (15 U.S.C. 657a(c)(3)),
11 by inserting “the Administrator of the Federal
12 Emergency Management Agency,” after “the Sec-
13 retary of Labor,”.

14 (b) APPLICABILITY.—The amendments made by sub-
15 section (a) shall apply to a major disaster declared by the
16 President under section 401 of the Robert T. Stafford
17 Disaster Relief and Emergency Assistance Act (42 U.S.C.
18 5170) or a catastrophic incident that occurs on or after
19 the date of enactment of this Act.

20 **SEC. 3. BASE CLOSURE HUBZONES.**

21 (a) IN GENERAL.—Section 3(p)(5)(A)(i)(I) of the
22 Small Business Act (15 U.S.C. 632(p)(5)(A)(i)(I)) is
23 amended—

24 (1) in item (aa), by striking “or” at the end;

25 (2) by redesignating item (bb) as item (cc); and

1 (3) by inserting after item (aa) the following:

2 “(bb) pursuant to subpara-
3 graph (A), (B), (C), (D), or (E)
4 of paragraph (3), that its prin-
5 cipal office is located in a
6 HUBZone described in para-
7 graph (1)(E) (relating to base
8 closure areas) (in this item re-
9 ferred to as the ‘base closure
10 HUBZone’), and that not fewer
11 than 35 percent of its employees
12 reside in—

13 “(AA) a HUBZone;

14 “(BB) the census tract
15 in which the base closure
16 HUBZone is wholly con-
17 tained;

18 “(CC) a census tract
19 the boundaries of which
20 intersect the boundaries of
21 the base closure HUBZone;
22 or

23 “(DD) a census tract
24 the boundaries of which are
25 contiguous to a census tract

1 described in subitem (BB)
2 or (CC); or”.

3 (b) PERIOD FOR BASE CLOSURE AREAS.—

4 (1) AMENDMENTS.—

5 (A) IN GENERAL.—Section 152(a)(2) of
6 title I of division K of the Consolidated Appro-
7 priations Act, 2005 (15 U.S.C. 632 note) is
8 amended by striking “5 years” and inserting “8
9 years”.

10 (B) CONFORMING AMENDMENT.—Section
11 1698(b)(2) of National Defense Authorization
12 Act for Fiscal Year 2013 (15 U.S.C. 632 note)
13 is amended by striking “5 years” and inserting
14 “8 years”.

15 (2) EFFECTIVE DATE; APPLICABILITY.—The
16 amendments made by paragraph (1) shall—

17 (A) take effect on the date of enactment of
18 this Act; and

19 (B) apply to—

20 (i) a base closure area (as defined in
21 section 3(p)(4)(D) of the Small Business
22 Act (15 U.S.C. 632(p)(4)(D))) that, on the
23 day before the date of enactment of this
24 Act, is treated as a HUBZone described in

1 section 3(p)(1)(E) of the Small Business
2 Act (15 U.S.C. 632(p)(1)(E)) under—

3 (I) section 152(a)(2) of title I of
4 division K of the Consolidated Appro-
5 priations Act, 2005 (15 U.S.C. 632
6 note); or

7 (II) section 1698(b)(2) of Na-
8 tional Defense Authorization Act for
9 Fiscal Year 2013 (15 U.S.C. 632
10 note); and

11 (ii) a base closure area relating to the
12 closure of a military installation under the
13 authority described in clauses (i) through
14 (iv) of section 3(p)(4)(D) of the Small
15 Business Act (15 U.S.C. 632(p)(4)(D))
16 that occurs on or after the date of enact-
17 ment of this Act.

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