

1 which will be located in urban areas and ten
2 intermediaries which will be located in rural areas.”.

3 SEC. 102. Section 7(m)(7) of the Small Business Act
4 is amended by deleting the number “50” from subpara-
5 graph (B) thereof, and replacing it with the number
6 “140”, and by deleting the period at the end thereof and
7 adding the phrase : “*Provided*, That no more than 200
8 total microloan programs may be funded”, and by deleting
9 subparagraph (C) thereof and inserting in lieu thereof:
10 “(C) In no case shall a State receive more than
11 \$5,000,000 to fund all microloan programs conducted in
12 that State.”.

13 SEC. 103. Section 7(m)(3)(C) of the Small Business
14 Act is amended by replacing the number “\$1,250,000”
15 with the number “\$1,750,000”.

16 SEC. 104. Section 7(m)(3)(F) of the Small Business
17 Act is amended by adding after the phrase “10 years”
18 in clause (i) the following: “with the first 5 years of any
19 deferred participation loan being a revolving line of credit
20 on which only monthly payments of interest will be re-
21 quired and the balance amortized over the second 5 year
22 period, with equal monthly payments of principal and in-
23 terest”; and by revising clause (ii) to read as follows: “(ii)
24 APPLICABLE INTEREST RATES.—Exception as provided in
25 clause (iii), loans made by the Administration under this

1 subsection to an intermediary shall bear an interest rate
2 equal to the rate of interest on comparable 5 year obliga-
3 tions of the United States Treasury.

4 TITLE II

5 SEC. 201. Section 7(a)(2)(B)(iv) of the Small Busi-
6 ness Act is amended to read as follows:

7 “ . . . (iv) not more than 90 percent of the fi-
8 nancing outstanding at the time of disbursement if
9 such financing is an extension or a revolving line of
10 credit made under paragraph (14) and not less than
11 90 percent of the financing outstanding at the time
12 of disbursement if such financing is a loan under
13 paragraph (16).”.

14 SEC. 202. Section 7(a)(14) of the Small Business Act
15 is amended to read as follows:

16 “(14) (A) The Administration under this sub-
17 section may provide extensions, specifically including
18 guarantees of standby letters of credit and revolving
19 lines of credit for export purposes, and financing to
20 enable small business concerns, including small busi-
21 ness export trading companies and small business
22 export management companies, to develop foreign
23 markets. A bank or participating lending institution
24 may establish such rate of interest on extensions, re-

1 which shall be responsible for the administration
2 under the supervision by the Administration of all
3 authority conferred by this section. Such office shall
4 be headed by a director who shall be appointed by
5 the Administrator.”.

6 TITLE V

7 SEC. 501. Section 8(b)(1)(A) of the Small Business
8 Act is amended by adding at the end thereof the following
9 sentence: “Notwithstanding any other provision of law, the
10 authority provided by this subparagraph shall remain
11 available until expressly repealed.”.

12 SEC. 502. Section 411(a)(3) of the Small Business
13 Investment Act of 1958 is amended by adding the follow-
14 ing sentence at the end thereof: “Notwithstanding any
15 other provision of law, the authority granted by this para-
16 graph shall remain available until expressly repealed.”.

17 SEC. 503. Section 5(b)(8) of the Small Business Act
18 is amended by deleting the words “not in excess of six
19 months”.

20 SEC. 504. The second sentence of section 732 of Pub-
21 lic Law 100–656 is repealed.

22 SEC. 505. Section 4(c) of the Small Business Act is
23 amended to read as follows:

24 “(c) (1) There is hereby established in the Treasury
25 one Loan Liquidation Fund. All repayment of loans and

1 debentures, payments of interest, and other receipts arising out of transactions entered into by the Administration pursuant to sections 5(e), 5(g), 7(a), 7(b), 7(c)(2), 7(e), 7(h), 7(l), 7(m), and 8(a) of this Act, and titles III, IV, and V of the Small Business Investment Act of 1958, prior to October 1, 1991, shall be paid into such Loan Fund Liquidating Account. Balances existing in those revolving funds, as in effect immediately prior to the effective date of this paragraph, shall be transferred into such Loan Liquidation Fund. This Loan Liquidation Fund shall have available, without fiscal year limitation, such funds as are necessary to finance its operational needs.

13 (2) The Administration shall submit to the Committees on Small Business and Appropriations of the Senate and the House of Representatives, as soon as possible after the beginning of each fiscal year, a full and complete report on the status of the Loan Liquidation Fund established pursuant to paragraph (1).”.

19 SEC. 506. Section 4(c)(5)(B)(ii) of the Small Business Act is amended to read as follows:

21 “(ii) The Administration shall pay into the miscellaneous receipts of the Treasury following the close of each fiscal year, the actual interest it collects during that fiscal year on all financings made under the authority of this Act.”.

1 SEC. 507. Section 3(a)(2) of the Small Business Act
2 is amended to read as follows:

3 “. . . (2) In addition to the criteria specified in
4 paragraph (1), the Administrator may specify de-
5 tailed definitions or standards for example, by num-
6 ber of employees or dollar volume of business, by
7 which a business concern is to be recognized as a
8 small business concern for the purposes of this Act
9 or any other Act. Unless specifically authorized by
10 statute, the Secretary of a department or the head
11 of a Federal agency, other than the Administrator of
12 the Small Business Administration, may not pre-
13 scribe for the use of such department or agency a
14 size standard for categorizing a business concern as
15 a small business concern, unless such proposed size
16 standard—

17 “(A) is being proposed after an oppor-
18 tunity for public notice and comment;

19 “(B) provides for determining, over a pe-
20 riod of not less than 3 years—

21 “(i) the size of a manufacturing con-
22 cern as measured by its average employ-
23 ment based upon employment during each
24 of the concern’s pay periods for the preced-
25 ing completed twelve calendar months; or

1 “(ii) the size of a concern providing
2 services on basis of the annual average
3 gross receipts of the concern over a period
4 of not less than 3 years; and

5 “(C) is approved by the Administrator.

6 “(3) When establishing or approving any size
7 standard pursuant to paragraph (2), the Adminis-
8 trator shall consider variations in economic activity
9 from industry to industry unless the Administrator
10 determines that size standards should not vary in
11 order to meet program needs.”.

12 SEC. 508. Section 5(b) of the Small Business Act is
13 amended by deleting the word “and” at the end of para-
14 graph (10) thereof, by removing the “.” at the end of
15 paragraph (11) thereof and replacing it with “, and” and
16 (b) adding a new paragraph (12) which reads as follows:

17 “. . . (12) to impose reasonable fees to be
18 charged in connection with applications for assist-
19 ance, and the provision of assistance under this Act
20 and the Small Business Investment Act of 1958 and
21 to retain such fees to offset the costs of administra-
22 tion of such assistance.”.

23 SEC. 509. Section 8(b) of the Small Business Act is
24 amended by deleting the word “and” at the end of para-
25 graph (15), by striking the period at the end of paragraph

1 8(b)(16) and replacing it with “; and”, and by adding a
2 new paragraph 8(b)(17) which reads as follows:

3 “ . . . (17) to charge and collect such fees as
4 may be necessary to cover all costs associated with
5 the production and dissemination of compilations of
6 information produced by the Administration under
7 the authority of the Small Business Act and the
8 Small Business Investment Act of 1958, and to re-
9 tain such fees and utilize such fees to offset the
10 costs of production and dissemination of such com-
11 pilations of information.”.

12 TITLE VI

13 SEC. 601. Sections 20(k) through 20(p) of the Small
14 Business Act are repealed and the following is substituted
15 in their place:

16 “(k) The following program levels are authorized for
17 fiscal year 1995:

18 “(1) For the programs authorized by this Act,
19 the Administration is authorized to make
20 \$13,910,000,000 in deferred participation loans and
21 other financings; and of such sum, the Administra-
22 tion is authorized to make \$11,500,000,000 in gen-
23 eral business loans as provided in section 7(a),
24 \$110,000,000 in loans as provided in section 7(m),
25 and \$2,300,000,000 in financings as provided in sec-

1 tion 7(a)(13) and section 504 of the Small Business
2 Investment Act of 1958.

3 “(2) For the programs authorized by title III of
4 the Small Business Investment Act of 1958, the Ad-
5 ministration is authorized to make \$23,000,000 in
6 purchases of preferred stock, \$275,000,000 in guar-
7 antees of debentures of which \$65,000,000 is au-
8 thorized for guarantees of debentures of companies
9 operating pursuant to section 301(d) of such Act,
10 and \$550,000,000 in guarantees of participating se-
11 curities.

12 “(3) For the programs authorized by part B of
13 title IV of the Small Business Investment Act of
14 1958, the Administration is authorized to enter into
15 guarantees not to exceed \$2,000,000,000.

16 “(l) There are authorized to be appropriated to the
17 Administration for fiscal year 1995 such sums as may be
18 necessary to carry out subsection (k), including salaries
19 and expenses of the Administration.

20 “(m) The following program levels are authorized for
21 fiscal year 1996:

22 “(1) For the programs authorized by this Act,
23 the Administration is authorized to make
24 \$17,475,000,000 in deferred participation loans and
25 other financings; and of such sum, the Administra-

1 tion is authorized to make \$13,500,000,000 in gen-
2 eral business loans as provided in section 7(a),
3 \$175,000,000 in loans as provided in section 7(m),
4 and \$3,800,000,000 in financings as provided in sec-
5 tion 7(a)(13) and section 504 of the Small Business
6 Investment Act of 1958.

7 “(2) For the programs authorized by title III of
8 the Small Business Investment Act of 1958, the Ad-
9 ministration is authorized to make \$24,000,000 in
10 purchases of preferred stock, \$320,000,000 in guar-
11 antees of debentures of which \$70,000,000 is au-
12 thorized for guarantees of debentures of companies
13 operating pursuant to section 301(d) of such Act,
14 and \$1,100,000,000 in guarantees of participating
15 securities.

16 “(3) For the programs authorized by part B of
17 title IV of the Small Business Investment Act of
18 1958, the Administration is authorized to enter into
19 guarantees not to exceed \$2,000,000,000.

20 “(n) There are authorized to be appropriated to the
21 Administration for fiscal year 1996, such sums as may
22 be necessary to carry out subsection (m), including sala-
23 ries and expenses of the Administration.

24 “(o) The following program levels are authorized for
25 fiscal year 1997:

1 “(1) For the programs authorized by this Act,
2 the Administration is authorized to make
3 \$21,450,000,000 in deferred participation loans and
4 other financings; and of such sum, the Administra-
5 tion is authorized to make \$15,500,000,000 in gen-
6 eral business loans as provided in section 7(a),
7 \$250,000,000 in loans as provided in section 7(m),
8 and \$5,700,000,000 in financings as provided in sec-
9 tion 7(a)(13) and section 504 of the Small Business
10 Investment Act of 1958.

11 “(2) For the programs authorized by title III of
12 the Small Business Investment Act of 1958, the Ad-
13 ministration is authorized to make \$25,000,000 in
14 purchases of deferred stock, \$385,000,000 in guar-
15 antees of debentures of which \$75,500,000 is au-
16 thorized for guarantees of debentures of companies
17 operating pursuant to section 301(d) of such Act,
18 and \$1,700,000,000 in guarantees of participating
19 securities.

20 “(3) For the programs authorized by part B of
21 title IV of the Small Business Investment Act of
22 1958, the Administration is authorized to enter into
23 guarantees not to exceed \$2,000,000,000.

24 “(p) There are authorized to be appropriated to the
25 Administration for fiscal year 1997, such sums as may

- 1 be necessary to carry out subsection (o), including salaries
- 2 and expenses of the Administration.”.

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