

114TH CONGRESS
2D SESSION

H. R. 5029

To amend the Small Business Act to clarify certain guarantee fees for loans repayable in 1 year or less.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2016

Mr. AGUILAR introduced the following bill; which was referred to the Committee on Small Business

A BILL

To amend the Small Business Act to clarify certain guarantee fees for loans repayable in 1 year or less.

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 “Small Business Lend-
5 ing Assistance Act of 2016”.

6 **SEC. 2. GUARANTEE FEES FOR LOANS REPAYABLE IN 1**
7 **YEAR OR LESS.**

8 (a) **GUARANTEE FEES.**—Section 7(a)(18) of the
9 Small Business Act (15 U.S.C. 636(a)(18)) is amended—

1 (1) in subparagraph (A), by striking “With re-
2 spect to each loan guaranteed under this subsection
3 (other than a loan that is repayable in 1 year or
4 less)” and inserting “Except as provided in subpara-
5 graph (B), with respect to a loan guaranteed under
6 this subsection”;

7 (2) by redesignating subparagraph (B) as sub-
8 paragraph (C); and

9 (3) by inserting after subparagraph (A) the fol-
10 lowing new subparagraph:

11 “(B) EXCEPTIONS.—

12 “(i) DISCRETIONARY GUARANTEE
13 FEE.—With respect to a loan that is re-
14 payable in 1 year or less, the Adminis-
15 trator has the discretion to not collect a
16 guarantee fee.

17 “(ii) NO GUARANTEE FEE.—The Ad-
18 ministrators may not collect a guarantee fee
19 in connection with a loan that is—

20 “(I) made to a borrower that re-
21 sides in a county with an annual un-
22 employment rate for the preceding
23 calendar year of at least one percent-
24 age point greater than the national
25 annual unemployment rate for the

1 preceding calendar year (as deter-
2 mined by the Bureau of Labor Statis-
3 tics); and

4 “(II) repayable in 1 year or
5 less.”.

6 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
7 authorized to be appropriated to the Administrator of the
8 Small Business Administration such sums as would be
9 available to the Administrator but for subparagraph (B)
10 of section 7(a)(18) of the Small Business Act (15 U.S.C.
11 636(a)(18)).

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