

117TH CONGRESS
1ST SESSION

S. 802

To modify the Federal and State Technology Partnership Program of the
Small Business Administration, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 17 (legislative day, MARCH 16), 2021

Mr. RISCH (for himself, Ms. CORTEZ MASTO, Mr. CRAPO, Mrs. CAPITO, Mr. HOEVEN, Ms. ROSEN, Mr. KENNEDY, and Ms. MURKOWSKI) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

A BILL

To modify the Federal and State Technology Partnership Program of the Small Business Administration, 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 “FAST Fix Act of
5 2021”.

6 **SEC. 2. FEDERAL AND STATE TECHNOLOGY PARTNERSHIP**
7 **PROGRAM.**

8 Section 34 of the Small Business Act (15 U.S.C.
9 657d) is amended—

1 (1) in subsection (a), by adding at the end the
 2 following:

3 “(11) UNDERPERFORMING STATE.—The term
 4 ‘underperforming State’ means a State participating
 5 in the SBIR or STTR program that has been cal-
 6 culated by the Administrator to be one of 18 States
 7 receiving the fewest SBIR and STTR Phase I
 8 awards.”;

9 (2) in subsection (c)—

10 (A) in paragraph (1)—

11 (i) in subparagraph (E)—

12 (I) in clause (iii), by striking
 13 “and” at the end;

14 (II) in clause (iv), by striking the
 15 period at the end and inserting “;
 16 and”; and

17 (III) by adding at the end the
 18 following:

19 “(v) to prioritize applicants located in
 20 an underperforming State.”;

21 (B) in paragraph (2)(B)(vi)—

22 (i) in subclause (II), by striking
 23 “and” at the end; and

24 (ii) by adding at the end the fol-
 25 lowing:

1 “(IV) located in an underper-
 2 forming State; and”;

3 (C) in paragraph (3), by striking “Not
 4 more than one proposal” and inserting “There
 5 is no limit on the number of proposals that”;
 6 and

7 (D) by adding at the end the following:

8 “(6) ADDITIONAL ASSISTANCE FOR UNDERPER-
 9 FORMING STATES.—Upon application by a recipient
 10 that is located in an underperforming State, the Ad-
 11 ministrator may—

12 “(A) provide additional assistance to the
 13 recipient; and

14 “(B) waive the matching requirements
 15 under subsection (e)(2).”;

16 (3) in subsection (e)—

17 (A) in paragraph (2)—

18 (i) in subparagraph (A)—

19 (I) by inserting “and STTR” be-
 20 fore “first phase” each place that
 21 term appears;

22 (II) in clause (i), by striking
 23 “50” and inserting “25”;

24 (III) in clause (ii), by striking “1
 25 dollar” and inserting “75 cents”; and

1 (IV) in clause (iii), by striking
 2 “75” and inserting “50”;

3 (ii) in subparagraph (D), by striking
 4 “, beginning with fiscal year 2001” and in-
 5 serting “and make publicly available on the
 6 website of the Administration, beginning
 7 with fiscal year 2022”; and

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

10 “(E) PAYMENT.—The non-Federal share
 11 of the cost of an activity carried out by a recipi-
 12 ent may be paid by the recipient over the course
 13 of the period of the award or cooperative agree-
 14 ment.”; and

15 (B) by adding at the end the following:

16 “(4) AMOUNT OF AWARD.—In carrying out the
 17 FAST program under this section—

18 “(A) the Administrator shall make and
 19 enter into awards or cooperative agreements;

20 “(B) each award or cooperative agreement
 21 described in subparagraph (A) shall be for not
 22 more than \$500,000, which shall be provided
 23 over 2 fiscal years; and

24 “(C) any amounts left unused in the third
 25 quarter of the second fiscal year may be re-

1 tained by the Administrator for future FAST
2 program awards.

3 “(5) REPORTING.—Not later than 6 months
4 after receiving an award or entering into a coopera-
5 tive agreement under this section, a recipient shall
6 report to the Administrator—

7 “(A) the number of awards made under
8 the SBIR or STTR program;

9 “(B) the number of applications submitted
10 for the SBIR or STTR program;

11 “(C) the number of consulting hours spent;

12 “(D) the number of training events con-
13 ducted; and

14 “(E) any issues encountered in the man-
15 agement and application of the FAST pro-
16 gram.”;

17 (4) in subsection (f)—

18 (A) in paragraph (1)—

19 (i) in the matter preceding subpara-
20 graph (A)—

21 (I) by striking “Small Business
22 Innovation Research Program Reau-
23 thorization Act of 2000” and insert-
24 ing “FAST Fix Act of 2021”; and

1 (II) by inserting “and Entrepre-
2 neurship” before “of the Senate”;

3 (ii) in subparagraph (B), by striking
4 “and” at the end;

5 (iii) in subparagraph (C), by striking
6 the period at the end and inserting “;
7 and”; and

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

10 “(D) a description of the process used to
11 ensure that underperforming States are given
12 priority application status under the FAST pro-
13 gram.”; and

14 (B) in paragraph (2)—

15 (i) in the paragraph heading, by strik-
16 ing “ANNUAL” and inserting “BIENNIAL”;

17 (ii) in the matter preceding subpara-
18 graph (A), by striking “annual” and in-
19 serting “biennial”;

20 (iii) in subparagraph (B), by striking
21 “and” at the end;

22 (iv) in subparagraph (C), by striking
23 the period at the end and inserting a semi-
24 colon; and

25 (v) by adding at the end the following:

1 “(D) the proportion of awards provided to
2 and cooperative agreements entered into with
3 underperforming States; and

4 “(E) a list of the States that were deter-
5 mined by the Administrator to be underper-
6 forming States, and a description of any
7 changes in the list compared to previously sub-
8 mitted reports.”;

9 (5) in subsection (g)(2)—

10 (A) by striking “2004” and inserting
11 “2022”; and

12 (B) by inserting “and Entrepreneurship”
13 before “of the Senate”; and

14 (6) in subsection (h)(1), by striking
15 “\$10,000,000 for each of fiscal years 2001 through
16 2005” and inserting “\$20,000,000 for every 2 fiscal
17 years between fiscal years 2022 through 2026, to be
18 obligated before the end of the second fiscal year”.

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