

111TH CONGRESS  
2D SESSION

# S. 3563

To amend the Small Business Act to temporarily designate as a HUBZone counties that are most affected by a recession.

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IN THE SENATE OF THE UNITED STATES

JUNE 30, 2010

Mr. MERKLEY (for himself, Mr. BOND, and Mr. BAYH) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

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## A BILL

To amend the Small Business Act to temporarily designate as a HUBZone counties that are most affected by a recession.

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 “Rebuilding Local Busi-  
5 ness Act of 2010”.

6 **SEC. 2. REBUILDING COUNTIES.**

7 (a) IN GENERAL.—Section 3(p) of the Small Busi-  
8 ness Act (15 U.S.C. 632(p)) is amended—

9 (1) in paragraph (1)—

1 (A) in subparagraph (D), by striking “or”  
 2 at the end;

3 (B) in subparagraph (E), by striking the  
 4 period at the end and inserting “; or”; and

5 (C) by adding at the end the following:

6 “(F) rebuilding counties.”; and

7 (2) in paragraph (4), by adding at the end the  
 8 following:

9 “(E) REBUILDING COUNTIES.—

10 “(i) IN GENERAL.—The term ‘rebuild-  
 11 ing county’ means an initial period rebuild-  
 12 ing county or an extension period rebuild-  
 13 ing county.

14 “(ii) INITIAL PERIOD REBUILDING  
 15 COUNTY.—The term ‘initial period rebuild-  
 16 ing county’ means a county, parish, or  
 17 similar political subdivision—

18 “(I) for which the Administrator  
 19 determines that the 1-year unemploy-  
 20 ment rate average is not less than 120  
 21 percent of the 1-year average  
 22 unadjusted unemployment rate for the  
 23 United States, based on the most re-  
 24 cent data available from the Secretary  
 25 of Labor;

1 “(II) that—

2 “(aa) as of the date of the  
3 determination under subclause  
4 (I), is not a HUBZone; or

5 “(bb) will cease to qualify as  
6 a HUBZone not later than 2  
7 years after the date of the deter-  
8 mination under subclause (I);  
9 and

10 “(III) during the 3-year period  
11 beginning on the date on which the  
12 Administrator makes the determina-  
13 tion under subclause (I).

14 “(iii) EXTENSION PERIOD REBUILD-  
15 ING COUNTY.—The term ‘extension period  
16 rebuilding county’ means a county, parish,  
17 or similar political subdivision—

18 “(I) for which the Administrator  
19 has made a determination under  
20 clause (ii)(I);

21 “(II) for which the 3-year period  
22 described in clause (ii)(III) has ended;

23 “(III) for which the Adminis-  
24 trator determines that the average un-  
25 employment rate for the 1-year period

1 ending on the date on which the 3-  
2 year period described in clause  
3 (ii)(III) ends is not less than 140 per-  
4 cent of the 1-year average unadjusted  
5 unemployment rate for the United  
6 States, based on the most recent data  
7 available from the Secretary of Labor;  
8 and

9 “(IV) during the period begin-  
10 ning on the date on which the Admin-  
11 istrator makes the determination  
12 under subclause (III) and ending on  
13 the earlier of—

14 “(aa) the date that is 3  
15 years after the date of the deter-  
16 mination under subclause (III);  
17 and

18 “(bb) the date on which the  
19 Bureau of the Census publicly re-  
20 leases the initial results of the  
21 first decennial census occurring  
22 after the date of the determina-  
23 tion under subclause (III).

24 “(iv) 1-YEAR UNEMPLOYMENT RATE  
25 AVERAGE.—The term ‘1-year unemploy-

1           ment rate average’ means the average un-  
2           employment rate, based on the most recent  
3           data available from the Secretary of Labor,  
4           during any 1-year period during the pe-  
5           riod—

6                           “(I) beginning on the date on  
7                           which a recession begins, as deter-  
8                           mined by the National Bureau of Eco-  
9                           nomic Research; and

10                           “(II) ending on the date that is  
11                           180 days after the date on which the  
12                           National Bureau of Economic Re-  
13                           search publicly releases the determina-  
14                           tion under subclause (I).”.

15           (b) RECESSION OF 2007.—For purposes of applying  
16           section 3(p)(4) of the Small Business Act, as added by  
17           subsection (a), in relation to the recession announced by  
18           the National Bureau of Economic Research on December  
19           1, 2008, the term “1-year unemployment rate average”  
20           means the average unemployment rate during the 1-year  
21           period ending on the date of enactment of this Act, based  
22           on the most recent data available from the Secretary of  
23           Labor.

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