

117TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To prohibit certain business concerns from receiving assistance from the  
Small Business Administration, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mr. RUBIO (for himself, Ms. ERNST, and Mr. KENNEDY) introduced the fol-  
lowing bill; which was read twice and referred to the Committee on

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**A BILL**

To prohibit certain business concerns from receiving assist-  
ance from 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 “Preventing SBA As-  
5 sistance from Going to China Act of 2021”.

1 **SEC. 2. PROHIBITION ON AFFILIATION WITH THE PEOPLE'S**  
2 **REPUBLIC OF CHINA.**

3 (a) IN GENERAL.—Section 3(a) of the Small Busi-  
4 ness Act (15 U.S.C. 632(a)) is amended by adding at the  
5 end the following:

6 “(10) PROHIBITION ON AFFILIATION WITH THE  
7 PEOPLE'S REPUBLIC OF CHINA.—For purposes of  
8 this Act, a small business concern may not—

9 “(A) be headquartered in the People's Re-  
10 public of China; or

11 “(B) have more than 25 percent of the vot-  
12 ing stock of the small business concern owned  
13 by affiliates that are citizens of the People's Re-  
14 public of China.”.

15 (b) REGULATIONS AND GUIDANCE.—The Adminis-  
16 trator of the Small Business Administration shall amend  
17 the regulations and guidance of the Administration, in-  
18 cluding sections 120.100, 120.110, and 121.105 of title  
19 13, Code of Federal Regulations, to carry out the amend-  
20 ment made by this Act.