

AMENDMENT IN THE NATURE OF A SUBSTITUTE TO
H.R. 6431
OFFERED BY MR. SMITH OF MISSOURI

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “New Opportunities for
3 Business Ownership and Self-Sufficiency Act”.

4 SEC. 2. MODIFICATION OF RULES GOVERNING STATE AD-
5 MINISTRATION OF SELF-EMPLOYMENT AS-
6 SISTANCE PROGRAMS.

7 (a) ELIMINATION OF REQUIREMENT THAT PARTICI-
8 PANTS ARE LIKELY TO EXHAUST REGULAR UNEMPLOY-
9 MENT COMPENSATION.—Section 3306(t)(3) of the Inter-
10 nal Revenue Code of 1986 is amended by striking sub-
11 paragraph (B) and by redesignating subparagraphs (C)
12 and (D) as subparagraphs (B) and (C), respectively.

13 (b) MODIFICATION OF REQUIREMENT TO PARTICI-
14 PATE IN SELF-EMPLOYMENT ASSISTANCE ACTIVITIES.—
15 Section 3306(t)(3)(B) of such Code, as redesignated by
16 subsection (a), is amended to read as follows:

1 “(B) are participating in self-employment
2 assistance activities which are approved by the
3 State agency and either—

4 “(i) include entrepreneurial training,
5 business counseling, and technical assistance; or

6 “(ii) are performed pursuant to a
7 business plan and market feasibility study
8 submitted by the individual and approved
9 by the State or an agency designated by
10 the State; and”.

11 (c) WEEKLY CERTIFICATION REQUIREMENT.—Section
12 3306(t)(3)(C) of such Code, as redesignated by sub-
13 section (a), is amended by inserting “and are certifying
14 such activities on at least a weekly basis to an agency des-
15 gnated by the State” before the semicolon at the end.

16 (d) ADJUSTMENT OF LIMITATION ON NUMBER OF
17 INDIVIDUALS PARTICIPATING.—Section 3306(t)(4) of
18 such Code is amended by striking “5” and inserting “10”.

19 (e) EFFECTIVE DATE.—The amendments made by
20 this section shall apply beginning on the date that is 2
21 years after the date of enactment of this Act, except that
22 nothing in this section shall be interpreted to prevent a
23 State from amending its law before the end of the 2-year
24 period beginning on the date of the enactment of this Act.

1 (f) ISSUANCE OF REGULATIONS.—The Secretary of
2 Labor shall, after public notice and comment and subject
3 to approval by the Office of Management and Budget,
4 adopt regulations to administer this Act.

5 (g) ISSUANCE OF GUIDANCE.—The Secretary of
6 Labor shall provide guidance to State workforce agencies
7 that includes—

8 (1) a model list of self-employment assistance
9 activities that fulfill requirements of the program
10 under this Part; and
11 (2) best practices for verification of completion
12 of such activities.

