

**SBA SECOND REPORT OF RETROSPECTIVE REVIEW EFFORTS**  
**POSTED: 5/14/2012**

RIN/OMB CONTROL NUMBER	TITLE OF INITIATIVE/RULE/ICR	BRIEF DESCRIPTION	ACTUAL OR TARGET COMPLETION DATE	ANTICIPATED SAVINGS IN COSTS AND/OR INFORMATION COLLECTION BURDENS, TOGETHER WITH ANY ANTICIPATED CHANGES IN BENEFITS (PLEASE QUANTIFY, TO THE EXTENT FEASIBLE, AND SPECIFY BASELINE, TIME HORIZON, & AFFECTED GROUPS)	PROGRESS UPDATES AND ANTICIPATED ACCOMPLISHMENTS
1. TBD	Expedite Payments to Small Business Contractors	Government-wide initiative to accelerate payment to small business contractors; specifically to pay invoices within 15 days of receipt instead of 30 days as required by the Prompt Payment Act.	11/15/2011	The Office of Federal Procurement Policy ("OFPP") has requested more information from Agencies.	In compliance with OMB memo M-11-32, SBA instituted policy to pay invoices from small business concerns within 15 days of receipt, effective November 15, 2011.
2. 3245-AG07	Small Business Size Standards: Professional, Scientific and Technical Services (Sector 54)	SBA is authorized to develop the size standards that are the basis for establishing eligibility for federal financial assistance and contracting opportunities. All of these size rules are part of a comprehensive effort to review all of the current size standards to determine which standards should be retained or revised, based on industry factors. Federal procurement practices, and current economic conditions. In addition, the Small Business Jobs Act of 2010 (Jobs Act) directs SBA to conduct a detailed review of all size standards and to make appropriate adjustments to reflect market conditions. Specifically, the Jobs Act requires SBA to conduct a detailed review of at least one-third of all size standards during every 18-month period from the date of its enactment and review all size standards not less frequently than once every 5 years thereafter. Reviewing existing small business size standards and making appropriate adjustments based on current data is also consistent with Executive Order 13563 on improving regulation and	2/10/2012	SBA estimates that about 8,500 businesses would be newly eligible under the revised size standards. Other than having to complete the Central Contractor Registration ("CCR")/ Online Representations and Certifications Application ("ORCA"), to participate in Federal assistance programs, the rule would entail no additional burdens or costs on small businesses.	SBA issued a final rule on February 10, 2012. The final rule increased 37 small business size standards for 34 industries and three sub-industries ("exceptions" in SBA's table of small business size standards) in North American Industry Classification System (NAICS) Sector 54, Professional, Technical, and Scientific Services, and one in NAICS Sector 81, Other Services, which it did not review in 2010. The final rule was effective March 12, 2012. Based on an updated tabulation of the 2007 Economic Census, SBA estimates that about 8,350 additional firms will gain small business status under the revised size standards. That was 1.1 percent of total firms defined as small in those industries and sub-industries. The result was an increase in the small business share of total industry receipts for those industries and sub-industries from about 37 percent under the old size standards to 42 percent under the revised size standards. SBA anticipates that the revised size standards will not cause a significant competitive impact on smaller businesses in these industries.

3. 3245-AG08	Small Business Size Standards; Transportation and Warehousing Industries (Sectors 48-49)	regulatory review.	See #2 above.	2/24/2012	SBA estimates that about 1,200 additional businesses would qualify as small under the revised size standards. Other than having to complete the Central Contractor Registration ("CCR")/Online Representations and Certifications Application ("ORCA") to participate in Federal assistance programs, the rule would entail no additional burdens or costs on small businesses.	The February 24, 2012 final rule increased size standards for 22 industries in Sector 48-49, as proposed. Based on an updated tabulation of the 2007 Economic Census, SBA estimated that about 1,200 additional firms will gain small business status under the revised size standards. That was 0.7 percent of total firms in industries in that Sector that have receipts based size standards. This would result in an increase in the small business share of total industry receipts in those industries from about 36 percent under the old size standards to nearly 39 percent under the revised standards. SBA anticipates that the revised size standards will not cause a significant competitive impact on smaller businesses in these industries.
4. 3245-AG25	Small Business Size Standards for Utilities Industries (Sector 22)	See #2 above.	2 <sup>nd</sup> Quarter of FY 2013.	Review of costs and benefits of action in progress.	The rule is in process. SBA anticipates issuing the proposed rule for comments in the <i>Federal Register</i> in the 3 <sup>rd</sup> quarter of FY 2012. The comment period will be open for 60 days.	
5. 3245-AG26	Small Business Size Standards; Information (Sector 51)	See #2 above.	4 <sup>th</sup> Quarter of FY 2012.	SBA's October 12, 2011 proposed rule would increase 15 receipts based size standards in Sector 51. SBA estimated that about 500 additional businesses would qualify as small under the revised size standards, if adopted as proposed. That number is 1.2 percent of the total number of firms that are classified as small under the current size standards in all 20 industries in NAICS Sector 51 that are covered by the proposed rule. This will increase the small business share of total industry receipts in those industries from 13 percent under the current size standards to 15 percent. Other than having to complete the Central Contractor Registration ("CCR")/Online Representations and Certifications Application ("ORCA") to participate in Federal assistance programs, the rule would entail no additional burdens or costs on small businesses.	The proposed rule was published in the <i>Federal Register</i> on October 12, 2011 (76 FR 63216). Public comments were solicited until December 12, 2011. The final rule is expected in the 3 <sup>rd</sup> Quarter of FY 2012.	

6.	<p>3245-AG27</p> <p>Small Business Size Standards; Administrative and Support, Waste Management and Remediation Services Industries (Sector 56)</p>	See #2 above.	4 <sup>th</sup> Quarter of FY 2012.	<p>SBA's October 12, 2011 proposed rule would increase size standards for 37 industries in Sector 56. SBA estimated that about 2,700 additional businesses would qualify as small under the revised size standards, if adopted as proposed. That number is nearly 1.0 percent of the total number of firms in industries in NAICS Sector 56 that have receipts based size standards. This would increase the small business share of total industry receipts in those industries from 32 percent under the current size standards to 37 percent. Other than having to complete the Central Contractor Registration ("CCR")/Online Representations and Certifications Application ("ORCA"), to participate in Federal assistance programs, the rule would entail no additional burdens or costs on small businesses.</p>	<p>The proposed rule was published in the Federal Register on October 12, 2011 (76 FR 63510). Public comments were solicited until December 12, 2011. The final rule is expected in the 4<sup>th</sup> Quarter of FY 2012.</p>
7.	<p>3245-AG28</p> <p>Small Business Size Standards: Real Estate, Rental and Leasing Industries (Sector 53)</p>	See #2 above.	4 <sup>th</sup> Quarter of FY 2012.	<p>SBA's November 15, 2011 proposed rule would increase size standards for 20 industries and one sub-industry in Sector 53. SBA estimated that about 13,000 additional firms would become small because of increases in size standards in 20 industries and one sub-industry. That would represent nearly 5 percent of total firms that are small under current size standards in all industries within NAICS Sector 53. This would result in an increase in the small business share of total industry receipts for this Sector from about 27 percent under the current size standards to nearly 39 percent under the proposed standards. Other than having to complete the Central Contractor Registration ("CCR")/Online Representations and Certifications Application ("ORCA"), to participate in Federal assistance programs, the rule would entail no additional burdens or costs on small businesses.</p>	<p>The proposed rule was published in the Federal Register on November 15, 2011 (76 FR 70680). The 60 day public comment period ended on January 17, 2012. The final rule is expected in the 4<sup>th</sup> Quarter of FY 2012.</p>

