



Programs and services to help you start, grow and succeed

> En Español

Search SBA

Home SMALL BUSINESS SERVICES TOOLS LOCAL
PLANNER RESOURCES

About SBA Home > Tools > Library & Resources > Laws and Regulations

Laws and Regulations

SBA Program Office

Newsroom

(Get [Adobe Acrobat Reader](#) or [WinZip](#))

Contact

- [Federal Acquisition Regulation \(FAR\)](#)
- [Electronic Regulations \(Find, Review and Submit Comments on Proposed Regulations\)](#)
- [Regulatory Flexibility Act Compliance](#)
- [Small-business-investment-act-text-only.html](#)
- [Significant Guidance Documents](#)

FAQ

- > **Library & Resources**
- > Marketing & Outreach
- > **Laws and Regulations**
- > Publications
- > SOPs
- > Glossary
- > Statistics & Research
- > Success Stories
- > Reports
- > Audio/Video
- > Monthly Web Chat
- > Forms

E-NEWSLETTERS

FREE ONLINE TRAINING

E-PAYMENTS

MARKETING AND OUTREACH

MOST REQUESTED ITEMS

BUDGET AND PERFORMANCE

Laws/Regs	Title or Item	Select Html	Select Text	Download Text or View
PL 104-121	Small Business Regulatory Enforcement Fairness Act of 1996	HTML	TXT	PDF
PL 104-135	HUBZone Empowerment Contracting Program		TXT	
PL 106-50	Veterans Entrepreneurship and Small Business Development Act of 1999 48 CFR Parts 2, 4, 5, 7, 19, 52, and 53. FAR Amendment implementing the Veterans Entrepreneurship and Small Business Development Act of 1999; Interim rule with request for comments on or before December 11, 2000. [PDF]			PDF
PL 110-246 (85-699)	Small Business Investment Act of 1958	HTML	TXT	PDF
PL 85-536 PL 110-28)	Small Business Act	HTML	TXT	PDF
13-CFR-101 Jan 2006	PART 101--Administration	HTML		PDF
13-CFR-102 Jan 2006	PART 102--Record Disclosure and Privacy	HTML		PDF
13-CFR-103 Jan 2006	PART 103--Standards for Conducting Business with SBA	HTML		PDF
13-CFR-105 Jan 2006	PART 105--Standards of Conduct and Employee Restrictions and Responsibilities	HTML		PDF
13-CFR-107 Jan 2006	PART 107--Small Business Investment Companies (SBIC)	HTML		PDF
13-CFR-108 Jan 2006	PART 108--New Markets Venture Capital Program	HTML		PDF
13-CFR-112 Jan 2006	PART 112--Nondiscrimination in Federally Assisted Programs of SBA--Effectuation of Title VI of the Civil Rights Act of 1964	HTML		PDF
13-CFR-113 Jan 2006	PART 113--Nondiscrimination in Financial Assistance Programs of SBA--Effectuation of Policies of Federal Government and SBA Administrator	HTML		PDF
13-CFR-114 Jan 2006	PART 114--Administrative Claims Under the Federal Tort Claims Act and			

bond or insurance in such amounts as the Administration determines to be necessary to fully protect the interest of the Government;

(C) prior to any sale, require the seller to disclose to a purchaser of the guaranteed portion of a loan guaranteed under this Act and to the purchaser of a trust certificate issued pursuant to subsection (g), information on terms, conditions, and yield of such instrument. As used in this paragraph, if the instrument being sold is a loan, the term "seller" does not include (A) an entity which made the loan or (B) any individual or entity which sells three or fewer guaranteed loans per year; and

(D) have the authority to regulate brokers and dealers in guaranteed loans and trust certificates sold pursuant to subsections (f) and (g) of this section.

(2) The agent described in paragraph (1)(B) may be compensated through any of the fees assessed under this section and any interest earned on any funds collected by the agent while such funds are in the control of the agent and before the time at which the agent is contractually required to transfer such funds to the Administration or to the holders of the trust certificates, as appropriate.

(3) Nothing in this subsection shall prohibit the utilization of a book-entry or other electronic form of registration for trust certificates. The Administration may, with the consent of the Secretary of the Treasury, use the book-entry system of the Federal Reserve System.

§ 6. (a) All moneys of the Administration not otherwise employed may be deposited with the Treasury of the United States subject to check by authority of the Administration. The Federal Reserve banks are authorized and directed to act as depositaries, custodians, and fiscal agents for the Administration in the general performance of its powers conferred by this Act. Any banks insured by the Federal Deposit Insurance Corporation, when designated by the Secretary of the Treasury, shall act as custodians and financial agents for the Administration. Each Federal Reserve bank, when designated by the Administrator as fiscal agent for the Administration, shall be entitled to be reimbursed for all expenses incurred as such fiscal agent.

(b) The Administrator shall contribute to the employees' compensation fund, on the basis of annual billings as determined by the Secretary of Labor, for the benefit payments made from such fund on account of employees engaged in carrying out functions financed by the revolving fund established by section 4(c) of this Act. The annual billings shall also include a statement of the fair portion of the cost of the administration of such fund, which shall be paid by the Administrator into the Treasury as miscellaneous receipts.

§ 7. (a) **LOANS TO SMALL BUSINESS CONCERNS; ALLOWABLE PURPOSES; QUALIFIED BUSINESS; RESTRICTIONS AND LIMITATIONS.**—The Administration is empowered to the extent and in such amounts as provided in advance in appropriation Acts to make loans for plant acquisition, construction, conversion, or expansion, including the acquisition of land, material, supplies, equipment, and working capital, and to make loans to any qualified small business concern, including those owned by qualified Indian tribes, for purposes of this Act. Such financings may be made either directly or in cooperation with banks or other financial institutions through agreements to participate on an immediate or deferred (guaranteed) basis. These powers shall be subject, however, to the following restrictions, limitations, and provisions:

(1) **IN GENERAL.**—

(A) **CREDIT ELSEWHERE.**—No financial assistance shall be extended pursuant to this subsection if the applicant can obtain credit elsewhere. No immediate participation may be purchased unless it is shown that a deferred participation is not available; and no direct financing may be made unless it is shown that a participation is not available.

(B) **BACKGROUND CHECKS.**—Prior to the approval of any loan made pursuant to this subsection, or section 503 of the Small Business Investment Act of 1958, the Administrator may verify the applicant's criminal background, or lack thereof, through the best available means, including, if possible, use of the National Crime