

Union Calendar No. 595

119TH CONGRESS
2^D SESSION

H. R. 8882

[Report No. 119-682]

To amend the Small Business Economic Policy Act of 1980 to examine how the competitiveness of small businesses is affected by the enforcement of Federal antitrust laws, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2026

Ms. SCHOLTEN (for herself and Mr. SCHMIDT) introduced the following bill;
which was referred to the Committee on Small Business

JUNE 3, 2026

Additional sponsor: Ms. GOODLANDER

JUNE 3, 2026

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To amend the Small Business Economic Policy Act of 1980 to examine how the competitiveness of small businesses is affected by the enforcement of Federal antitrust laws, 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 “Main Street Competes
5 Act”.

6 **SEC. 2. CONGRESSIONAL DECLARATION OF SMALL BUSI-**
7 **NESS ECONOMIC POLICY.**

8 Section 302(a) of the Small Business Economic Pol-
9 icy Act of 1980 (15 U.S.C. 631a(a)) is amended—

10 (1) by striking “and provide” and inserting
11 “provide”; and

12 (2) by striking the period at the end and insert-
13 ing “; and promote competitive markets, consumer
14 choice, and business ownership through enforcement
15 of Federal antitrust laws in the case of anticompeti-
16 tive conduct and illegal mergers that harms small
17 businesses and the growth of small businesses.”.

18 **SEC. 3. STATE OF SMALL BUSINESSES.**

19 (a) IN GENERAL.—Section 303 of the Small Business
20 Economic Policy Act of 1980 (15 U.S.C. 631b) is amend-
21 ed to read as follows:

22 **“SEC. 303. REPORT ON THE STATE OF SMALL BUSINESS**
23 **CONCERNS.**

24 “(a) SPECIFIED ENTITY REPORT.—Not later than
25 180 days after the end of the fiscal year in which the Main

1 Street Competes Act is enacted, and every two fiscal years
2 thereafter, the head of each specified entity shall submit
3 to the Chief Counsel for Advocacy of the Office of Advo-
4 cacy of the Small Business Administration a report includ-
5 ing—

6 “(1) an analysis of how enforcement by the
7 specified entity of Federal antitrust laws promoted
8 competition during the preceding fiscal year by de-
9 terring and remedying anticompetitive conduct, in-
10 cluding illegal mergers, that harms small businesses
11 and the growth of small businesses;

12 “(2) the number of complaints of alleged anti-
13 trust violations filed by self-identified small busi-
14 nesses with the specified entity during such fiscal
15 year, disaggregated by type of offense and the spe-
16 cific Federal antitrust laws allegedly violated;

17 “(3) the number of inquiries, investigations,
18 and enforcement actions undertaken by the specified
19 entity in response to complaints filed by small busi-
20 nesses with the specified entity during such fiscal
21 year; and

22 “(4) the number of inquiries, investigations,
23 and enforcement actions undertaken by the specified
24 entity during such fiscal year pursuant to an alleged
25 antitrust violation, opened for a reason other than a

1 complaint filed by a small business as described in
2 paragraph (3), to deter and remedy anticompetitive
3 conduct that harms small businesses and the growth
4 of small businesses.

5 “(b) OFFICE OF ADVOCACY REPORT.—Not later than
6 180 days after receipt of the report required by subsection
7 (a), the Chief Counsel for Advocacy shall submit to the
8 Committee on Small Business of the House of Representa-
9 tives and the Committee on Small Business and Entrepre-
10 neurship of Senate a report that includes—

11 “(1) a summary of the report submitted under
12 subsection (a);

13 “(2) an analysis of the data in such report,
14 disaggregated by industry category;

15 “(3) an evaluation of the issues identified in
16 such report relating to—

17 “(A) anticompetitive conduct, including il-
18 legal mergers, that harmed small businesses
19 and the growth of small businesses; and

20 “(B) administrative actions that promoted
21 competition and growth of small businesses;

22 “(4) as appropriate, recommendations for ad-
23 ministrative actions that could—

24 “(A) promote competition;

1 “(B) deter anticompetitive conduct, includ-
2 ing illegal mergers, that harmed small business
3 and the growth of small businesses; and

4 “(C) remedy such anticompetitive conduct;
5 and

6 “(5) as appropriate, recommendations for legis-
7 lative actions that could—

8 “(A) promote competition;

9 “(B) deter anticompetitive conduct, includ-
10 ing illegal mergers, that harmed small business
11 and the growth of small businesses; and

12 “(C) remedy such anticompetitive con-
13 duct.”.

14 (b) DEFINITIONS.—The Small Business Economic
15 Policy Act of 1980 (Public Law 96–302; 94 Stat. 848;
16 15 U.S.C. 631a et seq.) is amended by adding at the end
17 the following new section:

18 **“SEC. 304. DEFINITIONS.**

19 “In this title:

20 “(1) ANTITRUST VIOLATION.—The term ‘anti-
21 trust violation’ means any violation of Federal anti-
22 trust laws.

23 “(2) FEDERAL ANTITRUST LAWS.—The term
24 ‘Federal antitrust laws’ has the meaning given the
25 term ‘antitrust laws’ in subsection (a) of the first

1 section of the Clayton Act (15 U.S.C. 12(a)), except
2 that such term shall also include section 5 of the
3 Federal Trade Commission Act (15 U.S.C. 45) to
4 the extent that such section 5 applies to unfair
5 methods of competition.

6 “(3) SMALL BUSINESS.—The term ‘small busi-
7 ness’ has the meaning given the term ‘small business
8 concern’ under section 3 of the Small Business Act
9 (15 U.S.C. 632).

10 “(4) SPECIFIED ENTITY.—The term ‘specified
11 entity’ means—

12 “(A) the Department of Justice; and

13 “(B) the Federal Trade Commission.”.

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