

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 8882

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## AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Main Street Competes  
3 Act”.

4 **SEC. 2. CONGRESSIONAL DECLARATION OF SMALL BUSI-  
5 NESS ECONOMIC POLICY.**

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

8 (1) by striking “and provide” and inserting  
9 “provide”; and

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

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

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

20 **“SEC. 303. REPORT ON THE STATE OF SMALL BUSINESS  
21 CONCERNS.**

22 “(a) SPECIFIED ENTITY REPORT.—Not later than  
23 180 days after the end of the fiscal year in which the Main  
24 Street Competes Act is enacted, and every two fiscal years  
25 thereafter, the head of each specified entity shall submit  
26 to the Chief Counsel for Advocacy of the Office of Advo-

1 cacy of the Small Business Administration a report includ-  
2 ing—

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

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

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

19 “(4) the number of inquiries, investigations,  
20 and enforcement actions undertaken by the specified  
21 entity during such fiscal year pursuant to an alleged  
22 antitrust violation, opened for a reason other than a  
23 complaint filed by a small business as described in  
24 paragraph (3), to deter and remedy anticompetitive

1       conduct that harms small businesses and the growth  
2       of small businesses.

3       “(b) OFFICE OF ADVOCACY REPORT.—Not later than  
4       180 days after receipt of the report required by subsection  
5       (a), the Chief Counsel for Advocacy shall submit to the  
6       Committee on Small Business of the House of Representa-  
7       tives and the Committee on Small Business and Entrepre-  
8       neurship of Senate a report that includes—

9               “(1) a summary of the report submitted under  
10              subsection (a);

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

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

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

18               “(B) administrative actions that promoted  
19               competition and growth of small businesses;

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

22               “(A) promote competition;

23               “(B) deter anticompetitive conduct, includ-  
24               ing illegal mergers, that harmed small business  
25               and the growth of small businesses; and

1 “(C) remedy such anticompetitive conduct;

2 and

3 “(5) as appropriate, recommendations for legis-

4 lative actions that could—

5 “(A) promote competition;

6 “(B) deter anticompetitive conduct, includ-

7 ing illegal mergers, that harmed small business

8 and the growth of small businesses; and

9 “(C) remedy such anticompetitive con-

10 duct.”.

11 (b) DEFINITIONS.—The Small Business Economic

12 Policy Act of 1980 (Public Law 96–302; 94 Stat. 848;

13 15 U.S.C. 631a et seq.) is amended by adding at the end

14 the following new section:

15 **“SEC. 304. DEFINITIONS.**

16 “In this title:

17 “(1) ANTITRUST VIOLATION.—The term ‘anti-

18 trust violation’ means any violation of Federal anti-

19 trust laws.

20 “(2) FEDERAL ANTITRUST LAWS.—The term

21 ‘Federal antitrust laws’ has the meaning given the

22 term ‘antitrust laws’ in subsection (a) of the first

23 section of the Clayton Act (15 U.S.C. 12(a)), except

24 that such term shall also include section 5 of the

25 Federal Trade Commission Act (15 U.S.C. 45) to

1 the extent that such section 5 applies to unfair  
2 methods of competition.

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

7 “(4) SPECIFIED ENTITY.—The term ‘specified  
8 entity’ means—

9 “(A) the Department of Justice; and

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

Passed the House of Representatives June 23, 2026.

Attest:

*Clerk.*



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