

1 **Rule 3017.1. Court Consideration of Disclosure**  
2 **Statement in a Small Business Case or in a Case Under**  
3 **Subchapter V of Chapter 11**

4 (a) CONDITIONAL APPROVAL OF  
5 DISCLOSURE STATEMENT. In a small business case or  
6 in a case under subchapter V of chapter 11 in which the court  
7 has ordered that § 1125 applies, the court may, on  
8 application of the plan proponent or on its own initiative,  
9 conditionally approve a disclosure statement filed in  
10 accordance with Rule 3016. On or before conditional  
11 approval of the disclosure statement, the court shall:

- 12 (1) fix a time within which the holders of claims and  
13 interests may accept or reject the plan;  
14 (2) fix a time for filing objections to the disclosure  
15 statement;  
16 (3) fix a date for the hearing on final approval of the  
17 disclosure statement to be held if a timely objection  
18 is filed; and

19 (4) fix a date for the hearing on confirmation.

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**Committee Note**

The rule is amended in response to the enactment of the Small Business Reorganization Act of 2019, Pub. L. No. 116-54, 133 Stat. 1079. That law gives a small business debtor the option of electing to be a debtor under subchapter V of chapter 11. The title and subdivision (a) of the rule are amended to cover such cases when the court orders that § 1125 of the Code applies.