

**Suspend the Rules and Pass the Bill, H.R. 5064, with An Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

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

# H. R. 5064

To amend the Small Business Act to allow small business development centers to assist and advise small business concerns on relevant cyber security matters, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2016

Mr. HANNA (for himself, Mr. KILMER, Ms. STEFANIK, Ms. CLARKE of New York, Mr. CHABOT, Ms. MENG, Mr. KNIGHT, Mr. LOUDERMILK, Mr. PAYNE, Ms. VELÁZQUEZ, Mr. RENACCI, Mr. CURBELO of Florida, and Mr. CARNEY) introduced the following bill; which was referred to the Committee on Small Business, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Small Business Act to allow small business development centers to assist and advise small business concerns on relevant cyber security matters, 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 “Improving Small Busi-  
3 ness Cyber Security Act of 2016”.

4 **SEC. 2. ROLE OF SMALL BUSINESS DEVELOPMENT CEN-**  
5 **TERS IN CYBER SECURITY AND PREPARED-**  
6 **NESS.**

7 Section 21 of the Small Business Act (15 U.S.C. 648)  
8 is amended—

9 (1) in subsection (a)(1), by striking “and pro-  
10 viding access to business analysts who can refer  
11 small business concerns to available experts:” and  
12 inserting “providing access to business analysts who  
13 can refer small business concerns to available ex-  
14 perts; and, to the extent practicable, providing as-  
15 sistance in furtherance of the Small Business Devel-  
16 opment Center Cyber Strategy developed under sec-  
17 tion 5(b) of the Improving Small Business Cyber Se-  
18 curity Act of 2016:”; and

19 (2) in subsection (c)—

20 (A) in paragraph (2)—

21 (i) in subparagraph (E), by striking  
22 “and” at the end;

23 (ii) in subparagraph (F), by striking  
24 the period and inserting “; and”; and

25 (iii) by adding at the end of the fol-  
26 lowing:

1           “(G) access to cyber security specialists to  
2           counsel, assist, and inform small business concern  
3           clients, in furtherance of the Small Business Devel-  
4           opment Center Cyber Strategy developed under sec-  
5           tion 5(b) of the Improving Small Business Cyber Se-  
6           curity Act of 2016.”.

7   **SEC. 3. ADDITIONAL CYBER SECURITY ASSISTANCE FOR**  
8                           **SMALL BUSINESS DEVELOPMENT CENTERS.**

9           Section 21(a) of the Small Business Act (15 U.S.C.  
10 648(a)) is amended by adding at the end the following:

11           “(8) CYBER SECURITY ASSISTANCE.—The De-  
12           partment of Homeland Security, and any other Fed-  
13           eral department or agency in coordination with the  
14           Department of Homeland Security, may leverage  
15           small business development centers to provide assist-  
16           ance to small businesses by disseminating cyber se-  
17           curity risk information and other homeland security  
18           information to help small business concerns in devel-  
19           oping or enhancing cyber security infrastructure,  
20           cyber threat awareness, and cyber training programs  
21           for employees.”.

22   **SEC. 4. CYBER SECURITY OUTREACH FOR SMALL BUSINESS**  
23                           **DEVELOPMENT CENTERS.**

24           Section 227 of the Homeland Security Act of 2002  
25 (6 U.S.C. 148) is amended—

1 (1) by redesignating subsection (l) as subsection  
2 (m); and

3 (2) by inserting after subsection (k) the fol-  
4 lowing:

5 “(1) CYBERSECURITY OUTREACH.—

6 “(1) IN GENERAL.—The Secretary may lever-  
7 age small business development centers to provide  
8 assistance to small business concerns by dissemi-  
9 nating information on cyber threat indicators, defen-  
10 sive measures, cybersecurity risks, incidents, anal-  
11 yses, and warnings to help small business concerns  
12 in developing or enhancing cybersecurity infrastruc-  
13 ture, cyber threat awareness, and cyber training pro-  
14 grams for employees.

15 “(2) DEFINITIONS.—For purposes of this sub-  
16 section, the terms ‘small business concern’ and  
17 ‘small business development center’ have the mean-  
18 ing given such terms, respectively, under section 3 of  
19 the Small Business Act.”.

20 **SEC. 5. GAO STUDY ON SMALL BUSINESS CYBER SUPPORT**  
21 **SERVICES AND SMALL BUSINESS DEVELOP-**  
22 **MENT CENTER CYBER STRATEGY.**

23 (a) REVIEW OF CURRENT CYBER SECURITY RE-  
24 SOURCES.—

1           (1) IN GENERAL.—The Comptroller General of  
2           the United States shall conduct a review of current  
3           cyber security resources at the Federal level aimed  
4           at assisting small business concerns with developing  
5           or enhancing cyber security infrastructure, cyber  
6           threat awareness, or cyber training programs for  
7           employees.

8           (2) CONTENT.—The review required under  
9           paragraph (1) shall include the following:

10           (A) An accounting and description of all  
11           Federal Government programs, projects, and  
12           activities that currently provide assistance to  
13           small business concerns in developing or en-  
14           hancing cyber security infrastructure, cyber  
15           threat awareness, or cyber training programs  
16           for employees.

17           (B) An assessment of how widely utilized  
18           the resources described under subparagraph (A)  
19           are by small business concerns and a review of  
20           whether or not such resources are duplicative of  
21           other programs and structured in a manner  
22           that makes them accessible to and supportive of  
23           small business concerns.

24           (3) REPORT.—The Comptroller General shall  
25           issue a report to the Congress, the Administrator of

1 the Small Business Administration, the Secretary of  
2 Homeland Security, and any association recognized  
3 under section 21(a)(3)(A) of the Small Business Act  
4 containing all findings and determinations made in  
5 carrying out the review required under paragraph  
6 (1).

7 (b) SMALL BUSINESS DEVELOPMENT CENTER  
8 CYBER STRATEGY.—

9 (1) IN GENERAL.—Not later than 90 days after  
10 the issuance of the report under subsection (a)(3),  
11 the Administrator of the Small Business Administra-  
12 tion and the Secretary of Homeland Security shall  
13 work collaboratively to develop a Small Business De-  
14 velopment Center Cyber Strategy.

15 (2) CONSULTATION.—In developing the strat-  
16 egy under this subsection, the Administrator of the  
17 Small Business Administration and the Secretary of  
18 Homeland Security shall consult with entities rep-  
19 resenting the concerns of small business development  
20 centers, including any association recognized under  
21 section 21(a)(3)(A) of the Small Business Act.

22 (3) CONTENT.—The strategy required under  
23 paragraph (1) shall include, at minimum, the fol-  
24 lowing:

1 (A) Plans for leveraging small business de-  
2 velopment centers (SBDCs) to access existing  
3 cyber programs of the Department of Home-  
4 land Security and other appropriate Federal  
5 agencies to enhance services and streamline  
6 cyber assistance to small business concerns.

7 (B) To the extent practicable, methods for  
8 the provision of counsel and assistance to im-  
9 prove a small business concern's cyber security  
10 infrastructure, cyber threat awareness, and  
11 cyber training programs for employees, includ-  
12 ing—

13 (I) working to ensure individuals are  
14 aware of best practices in the areas of  
15 cyber security, cyber threat awareness, and  
16 cyber training;

17 (ii) working with individuals to de-  
18 velop cost-effective plans for implementing  
19 best practices in these areas;

20 (iii) entering into agreements, where  
21 practical, with Information Sharing and  
22 Analysis Centers or similar cyber informa-  
23 tion sharing entities to gain an awareness  
24 of actionable threat information that may

1 be beneficial to small business concerns;  
2 and

3 (iv) providing referrals to area special-  
4 ists when necessary.

5 (c) An analysis of—

6 (I) how Federal Government pro-  
7 grams, projects, and activities identified by  
8 the Comptroller General in the report  
9 issued under subsection (a)(1) can be le-  
10 veraged by SBDCs to improve access to  
11 high-quality cyber support for small busi-  
12 ness concerns;

13 (ii) additional resources SBDCs may  
14 need to effectively carry out their role; and

15 (iii) how SBDCs can leverage existing  
16 partnerships and develop new ones with  
17 Federal, State, and local government enti-  
18 ties as well as private entities to improve  
19 the quality of cyber support services to  
20 small business concerns.

21 (4) DELIVERY OF STRATEGY.—Not later than  
22 180 days after the issuance of the report under sub-  
23 section (a)(3), the Small Business Development Cen-  
24 ter Cyber Strategy shall be issued to the Committees  
25 on Homeland Security and Small Business of the

1 House of Representatives and the Committees on  
2 Homeland Security and Governmental Affairs and  
3 Small Business and Entrepreneurship of the Senate.

4 (c) DEFINITION.—The term “small business develop-  
5 ment center” has the meaning given such term in section  
6 3 of the Small Business Act (15 U.S.C. 632).

7 **SEC. 6. PROHIBITION ON ADDITIONAL FUNDS.**

8 No additional funds are authorized to be appro-  
9 priated to carry out the requirements of this Act or the  
10 amendments made by this Act. Such requirements shall  
11 be carried out using amounts otherwise authorized.