

114TH CONGRESS
2D 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.

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

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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Improving Small Busi-
5 ness Cyber Security Act of 2016”.

1 **SEC. 2. ROLE OF SMALL BUSINESS DEVELOPMENT CEN-**
2 **TERS IN CYBER SECURITY AND PREPARED-**
3 **NESS.**

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

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

16 (2) in subsection (c)—

17 (A) in paragraph (2)—

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

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

22 (iii) by adding at the end of the fol-
23 lowing:

24 “(G) access to cyber security specialists to
25 counsel, assist, and inform small business concern
26 clients, in furtherance of the Small Business Devel-

1 opment Center Cyber Strategy developed under sec-
2 tion 5(b) of the Improving Small Business Cyber Se-
3 curity Act of 2016.”.

4 **SEC. 3. ADDITIONAL CYBER SECURITY ASSISTANCE FOR**
5 **SMALL BUSINESS DEVELOPMENT CENTERS.**

6 Section 21(a) of the Small Business Act (15 U.S.C.
7 648(a)) is amended by adding at the end the following:

8 “(8) CYBER SECURITY ASSISTANCE.—The De-
9 partment of Homeland Security, and any other Fed-
10 eral department or agency in coordination with the
11 Department of Homeland Security, may provide as-
12 sistance to small business development centers,
13 through the dissemination of cyber security risk in-
14 formation and other homeland security information,
15 to help small business concerns in developing or en-
16 hancing cyber security infrastructure, cyber threat
17 awareness, and cyber training programs for employ-
18 ees.”.

19 **SEC. 4. CYBER SECURITY OUTREACH FOR SMALL BUSINESS**
20 **DEVELOPMENT CENTERS.**

21 Section 227 of the Homeland Security Act of 2002
22 (6 U.S.C. 148) is amended—

23 (1) by redesignating subsection (l) as subsection
24 (m); and

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

3 “(1) CYBER SECURITY OUTREACH.—

4 “(1) IN GENERAL.—The Secretary may provide
 5 assistance to small business development centers,
 6 through the dissemination of cyber security risk in-
 7 formation and other homeland security information,
 8 to help small business concerns in developing or en-
 9 hancing cyber security infrastructure, cyber threat
 10 awareness, and cyber training programs for employ-
 11 ees.

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

17 **SEC. 5. GAO STUDY ON SMALL BUSINESS CYBER SUPPORT**
 18 **SERVICES AND SMALL BUSINESS DEVELOP-**
 19 **MENT CENTER CYBER STRATEGY.**

20 (a) REVIEW OF CURRENT CYBER SECURITY RE-
 21 SOURCES.—

22 (1) IN GENERAL.—The Comptroller General of
 23 the United States shall conduct a review of current
 24 cyber security resources at the Federal level aimed
 25 at assisting small business concerns with developing

1 or enhancing cyber security infrastructure, cyber
2 threat awareness, or cyber training programs for
3 employees.

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

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

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

20 (3) REPORT.—The Comptroller General shall
21 issue a report to the Congress, the Small Business
22 Administrator, the Secretary of Homeland Security,
23 and any association recognized under section
24 21(a)(3)(A) of the Small Business Act containing all

1 findings and determinations made in carrying out
2 the review required under paragraph (1).

3 (b) SMALL BUSINESS DEVELOPMENT CENTER
4 CYBER STRATEGY.—

5 (1) IN GENERAL.—Not later than 90 days after
6 the issuance of the report under subsection (a)(3),
7 the Small Business Administrator and the Secretary
8 of Homeland Security shall work collaboratively to
9 develop a Small Business Development Center Cyber
10 Strategy.

11 (2) CONSULTATION.—In developing the strat-
12 egy under this subsection, the Small Business Ad-
13 ministrator and the Secretary of Homeland Security
14 shall consult with entities representing the concerns
15 of small business development centers, including any
16 association recognized under section 21(a)(3)(A) of
17 the Small Business Act.

18 (3) CONTENT.—The strategy required under
19 paragraph (1) shall include, at minimum, the fol-
20 lowing:

21 (A) Plans for incorporating small business
22 development centers (SBDCs) into existing
23 cyber programs to enhance services and stream-
24 line cyber assistance to small business concerns.

1 (B) To the extent practicable, methods for
2 the provision of counsel and assistance to im-
3 prove a small business concern's cyber security
4 infrastructure, cyber threat awareness, and
5 cyber training programs for employees, includ-
6 ing—

7 (i) working to ensure individuals are
8 aware of best practices in the areas of
9 cyber security, cyber threat awareness, and
10 cyber training;

11 (ii) working with individuals to de-
12 velop cost-effective plans for implementing
13 best practices in these areas;

14 (iii) entering into agreements, where
15 practical, with Information Sharing and
16 Analysis Centers or similar cyber informa-
17 tion sharing entities to gain an awareness
18 of actionable threat information that may
19 be beneficial to small business concerns;
20 and

21 (iv) providing referrals to area special-
22 ists when necessary.

23 (C) An analysis of—

24 (i) how Federal Government pro-
25 grams, projects, and activities identified by

1 the Comptroller General in the report
2 issued under subsection (a)(1) can be le-
3 veraged by SBDCs to improve access to
4 high-quality cyber support for small busi-
5 ness concerns;

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

8 (iii) how SBDCs can leverage existing
9 partnerships and develop new ones with
10 Federal, State, and local government enti-
11 ties as well as private entities to improve
12 the quality of cyber support services to
13 small business concerns.

14 (4) DELIVERY OF STRATEGY.—Not later than
15 180 days after the issuance of the report under sub-
16 section (a)(3), the Small Business Development Cen-
17 ter Cyber Strategy shall be issued to the Committees
18 on Homeland Security and Small Business of the
19 House of Representatives and the Committees on
20 Homeland Security and Governmental Affairs and
21 Small Business and Entrepreneurship of the Senate.

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

2 No additional funds are authorized to be appro-
3 priated to carry out this Act or the amendments made
4 by this Act.

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