

## Calendar No. 393

117TH CONGRESS  
2D SESSION**S. 1687**

To amend section 21 of the Small Business Act to require cyber certification for small business development center counselors, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MAY 18, 2021

Mr. RUBIO (for himself, Mrs. SHAHEEN, Ms. HASSAN, Mr. RISCH, Mr. CASIDY, Mr. HAWLEY, Mr. TILLIS, Mr. WARNOCK, and Ms. ROSEN) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

MAY 25, 2022

Reported by Mr. CARDIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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**A BILL**

To amend section 21 of the Small Business Act to require cyber certification for small business development center counselors, 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 “Small Business Cyber  
5       Training Act of 2021”.

1 **SEC. 2. DUTIES OF SMALL BUSINESS DEVELOPMENT CEN-**  
 2 **TER COUNSELORS.**

3 (a) CYBER TRAINING.—Section 21 of the Small Busi-  
 4 ness Act (15 U.S.C. 648) is amended by adding at the  
 5 end the following:

6 “(o) CYBER STRATEGY TRAINING FOR SMALL BUSI-  
 7 NESS DEVELOPMENT CENTERS.—

8 “(1) DEFINITIONS.—In this subsection—

9 “(A) the term ‘cyber strategy’ means re-  
 10 sources and tactics to assist in planning for cy-  
 11 bersecurity and defending against cyber risks  
 12 and attacks; and

13 “(B) the term ‘lead small business develop-  
 14 ment center’ means a small business develop-  
 15 ment center that has received a grant from the  
 16 Administration.

17 “(2) CERTIFICATION PROGRAM.—The Adminis-  
 18 trator shall establish a cyber counseling certification  
 19 program, or designate a substantially similar exist-  
 20 ing program, to certify the employees of lead small  
 21 business development centers in providing cyber  
 22 planning assistance to small business concerns.

23 “(3) NUMBER OF CERTIFIED EMPLOYEES.—  
 24 The Administrator shall ensure that the number of  
 25 employees of each lead small business development

center who are certified in providing cyber planning assistance is not less than the lesser of—

“(A) 5; or

“(B) 10 percent of the total number of employees of the lead small business development center.

“(4) CYBER STRATEGY.—In carrying out paragraph (2), the Administrator, to the extent practicable, shall consider any cyber strategy methods included in the Small Business Development Center Cyber Strategy developed under section 1841(a)(3)(B) of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328; 130 Stat. 2662).

“(5) REIMBURSEMENT FOR CERTIFICATION.—

“(A) IN GENERAL.—Subject to the availability of appropriations, the Administrator shall reimburse a lead small business development center for costs relating to the certification of an employee of the lead small business center in providing cyber planning assistance under the program established under paragraph (2).

“(B) LIMITATION.—The total amount reimbursed by the Administrator under subpara-

1           graph (A) may not exceed \$250,000 in any fis-  
2           cal year.”.

3           (b) IMPLEMENTATION.—Not later than 180 days  
4 after the date of enactment of this Act, the Administrator  
5 of the Small Business Administration shall implement  
6 paragraphs (2), (3), and (4) of section 21(o) of the Small  
7 Business Act, as added by subsection (a).

8 **SECTION 1. SHORT TITLE.**

9           *This Act may be cited as the “Small Business Cyber*  
10 *Training Act of 2022”.*

11 **SEC. 2. DUTIES OF SMALL BUSINESS DEVELOPMENT CEN-**  
12 **TER COUNSELORS.**

13           (a) CYBER TRAINING.—*Section 21 of the Small Busi-*  
14 *ness Act (15 U.S.C. 648) is amended by adding at the end*  
15 *the following:*

16           “(o) CYBER STRATEGY TRAINING FOR SMALL BUSI-

17 *NESS DEVELOPMENT CENTERS.—*

18           “(1) DEFINITIONS.—*In this subsection—*

19                   “(A) the term ‘cyber strategy’ means re-  
20                   sources and tactics to assist in planning for cy-  
21                   bersecurity and defending against cyber risks  
22                   and attacks; and

23                   “(B) the term ‘lead small business develop-  
24                   ment center’ means a small business development

1           *center that receives reimbursement from the Ad-*  
2           *ministrator under paragraph (5).*

3           “(2) *CERTIFICATION PROGRAM.*—*The Adminis-*  
4           *trator shall establish a cyber counseling certification*  
5           *program, or designate 1 or more substantially similar*  
6           *governmental or private cybersecurity certification*  
7           *programs, to certify the employees of lead small busi-*  
8           *ness development centers in providing cyber planning*  
9           *assistance to small business concerns.*

10          “(3) *NUMBER OF CERTIFIED EMPLOYEES.*—*The*  
11          *Administrator shall ensure that the number of em-*  
12          *ployees of each lead small business development center*  
13          *who are certified in providing cyber planning assist-*  
14          *ance is not less than the lesser of—*

15                 “(A) 5; or

16                 “(B) 10 percent of the total number of em-  
17                 *ployees of the lead small business development*  
18                 *center.*

19          “(4) *CYBER STRATEGY.*—*In carrying out para-*  
20          *graph (2), the Administrator, to the extent prac-*  
21          *ticable, shall consider any cyber strategy methods in-*  
22          *cluded in the Small Business Development Center*  
23          *Cyber Strategy developed under section 1841(a)(3)(B)*  
24          *of the National Defense Authorization Act for Fiscal*  
25          *Year 2017 (Public Law 114–328; 130 Stat. 2662).*

1           “(5) *REIMBURSEMENT FOR CERTIFICATION.*—

2                   “(A) *IN GENERAL.*—*Subject to the avail-*  
 3                   *ability of appropriations, the Administrator*  
 4                   *shall reimburse each lead small business develop-*  
 5                   *ment center for costs relating to the certification*  
 6                   *of 1 or more employees of the lead small business*  
 7                   *center in providing cyber planning assistance*  
 8                   *under a program established or designated under*  
 9                   *paragraph (2).*

10                   “(B) *LIMITATION.*—*The total amount reim-*  
 11                   *bursed by the Administrator under subparagraph*  
 12                   *(A) may not exceed \$350,000 in any fiscal year.*

13           “(6) *FUNDING UNDER SBDC PROGRAM.*—  
 14           *Amounts made available to fund grants under this*  
 15           *section for fiscal year 2022, and each fiscal year*  
 16           *thereafter, shall be available for reimbursements under*  
 17           *this subsection.”.*

18           (b) *IMPLEMENTATION.*—*Not later than 180 days after*  
 19           *the date of enactment of this Act, the Administrator of the*  
 20           *Small Business Administration shall implement para-*  
 21           *graphs (2), (3), and (4) of section 21(o) of the Small Busi-*  
 22           *ness Act, as added by subsection (a).*



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