

Calendar No. 347

115TH CONGRESS
2D SESSION

S. 791

To amend the Small Business Act to expand intellectual property education and training for small businesses, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 30, 2017

Mr. PETERS (for himself and Mr. RISCH) introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

MARCH 19, 2018

Reported by Mr. RISCH, without amendment

A BILL

To amend the Small Business Act to expand intellectual property education and training for small businesses, 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 Inno-
5 vation Protection Act of 2017”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act—

3 (1) the term “Administrator” means the Ad-
4 ministrator of the SBA;

5 (2) the term “Director” means the Under Sec-
6 retary of Commerce for Intellectual Property and
7 Director of the USPTO;

8 (3) the term “SBA” means the Small Business
9 Administration;

10 (4) the term “small business concern” has the
11 meaning given the term in section 3(a) of the Small
12 Business Act (15 U.S.C. 632(a));

13 (5) the term “small business development cen-
14 ter” means a center described in section 21 of the
15 Small Business Act (15 U.S.C. 648); and

16 (6) the term “USPTO” means the United
17 States Patent and Trademark Office.

18 **SEC. 3. FINDINGS.**

19 Congress finds that—

20 (1) the USPTO and the SBA are positioned
21 to—

22 (A) build upon several successful intellec-
23 tual property and training programs aimed at
24 small business concerns; and

1 (B) increase the availability of and the
2 participation in the programs described in sub-
3 paragraph (A) across the United States; and
4 (2) any education and training program admin-
5 istered by the USPTO and the SBA should be scal-
6 able so that the program is able to reach more small
7 business concerns.

8 **SEC. 4. SBA AND USPTO PARTNERSHIPS.**

9 (a) IN GENERAL.—Beginning not later than 180
10 days after the date of enactment of this Act, the Adminis-
11 trator, in consultation with the Director, shall develop
12 partnership agreements that—

13 (1) provide for the—

14 (A) development of high-quality training,
15 including in-person or modular training ses-
16 sions, for small business concerns relating to
17 domestic and international protection of intel-
18 lectual property;

19 (B) leveraging of training materials al-
20 ready developed for the education of inventors
21 and small business concerns; and

22 (C) participation of a nongovernmental or-
23 ganization; and

24 (2) provide training—

1 (A) through electronic resources, including
 2 Internet-based webinars; and

3 (B) at physical locations, including—

4 (i) a small business development cen-
 5 ter; and

6 (ii) the headquarters or a regional of-
 7 fice of the USPTO.

8 **SEC. 5. SMALL BUSINESS DEVELOPMENT CENTERS.**

9 Section 21(c)(3) of the Small Business Act (15
 10 U.S.C. 648(c)(3)) is amended—

11 (1) in subparagraph (S), by striking “and” at
 12 the end;

13 (2) in subparagraph (T), by striking the period
 14 at the end and inserting “; and”; and

15 (3) by adding at the end the following:

16 “(U) in conjunction with the United States Pat-
 17 ent and Trademark Office, providing training—

18 “(i) to small business concerns relating
 19 to—

20 “(I) domestic and international intel-
 21 lectual property protections; and

22 “(II) how the protections described in
 23 subclause (I) should be considered in the
 24 business plans and growth strategies of the
 25 small business concerns; and

- 1 “(ii) that may be delivered—
- 2 “(I) in person; or
- 3 “(II) through a website.”.

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