

**(b) Allocation****(1) In general**

Subject to paragraph (2), and notwithstanding the requirements of section 648(a)(4)(C)(iii) of this title, the amount appropriated to carry out this section shall be allocated under the formula under section 648(a)(4)(C)(i) of this title.

**(2) Minimum funding**

The amount made available under this section to each State shall be not less than \$325,000.

**(3) Types of uses**

Of the total amount of the grants awarded by the Administrator under this section—

- (A) not less than 80 percent shall be used for counseling of small business concerns; and
- (B) not more than 20 percent may be used for classes or seminars.

**(c) No non-Federal share required**

Notwithstanding section 648(a)(4)(A) of this title, the recipient of a grant made under this section shall not be required to provide non-Federal matching funds.

**(d) Distribution**

Not later than 30 days after the date on which amounts are appropriated to carry out this section, the Administrator shall disburse the total amount appropriated.

**(e) Authorization of appropriations**

There is authorized to be appropriated to the Administrator \$50,000,000 to carry out this section.

(Pub. L. 111-240, title I, §1402, Sept. 27, 2010, 124 Stat. 2550.)

## CODIFICATION

Section was enacted as part of the Small Business Jobs Act of 2010, and not as part of the Small Business Act which comprises this chapter.

## DEFINITIONS

For definition of “Administrator” and “small business concern” as used in this section, see section 1001 of Pub. L. 111-240, set out as a note under section 632 of this title.

**§ 648c. SBA and USPTO partnerships****(a) In general**

Beginning not later than 180 days after October 9, 2018, the Administrator, in consultation with the Director, shall develop partnership agreements that—

- (1) provide for the—
  - (A) development of high-quality training, including in-person or modular training sessions, for small business concerns relating to domestic and international protection of intellectual property;
  - (B) leveraging of training materials already developed for the education of inventors and small business concerns; and
  - (C) participation of a nongovernmental organization; and
- (2) provide training—

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

(B) at physical locations, including—

- (i) a small business development center; and
- (ii) the headquarters or a regional office of the USPTO.

(Pub. L. 115-259, §4, Oct. 9, 2018, 132 Stat. 3664.)

## CODIFICATION

Section was enacted as part of the Small Business Innovation Protection Act of 2017, and not as part of the Small Business Act which comprises this chapter.

## FINDINGS

Pub. L. 115-259, §3, Oct. 9, 2018, 132 Stat. 3664, provided that: “Congress finds that—

- “(1) the USPTO and the SBA are positioned to—
  - “(A) build upon several successful intellectual property and training programs aimed at small business concerns; and
  - “(B) increase the availability of and the participation in the programs described in subparagraph (A) across the United States; and
- “(2) any education and training program administered by the USPTO and the SBA should be scalable so that the program is able to reach more small business concerns.”

## DEFINITIONS

Pub. L. 115-259, §2, Oct. 9, 2018, 132 Stat. 3664, provided that: “In this Act [see Short Title of 2018 Amendment note set out under section 631 of this title]—

- “(1) the term ‘Administrator’ means the Administrator of the SBA;
- “(2) the term ‘Director’ means the Under Secretary of Commerce for Intellectual Property and Director of the USPTO;
- “(3) the term ‘SBA’ means the Small Business Administration;
- “(4) the term ‘small business concern’ has the meaning given the term in section 3(a) of the Small Business Act (15 U.S.C. 632(a));
- “(5) the term ‘small business development center’ means a center described in section 21 of the Small Business Act (15 U.S.C. 648); and
- “(6) the term ‘USPTO’ means the United States Patent and Trademark Office.”

**§ 649. Office of International Trade****(a) Establishment****(1) Office**

There is established within the Administration an Office of International Trade which shall implement the programs pursuant to this section for the primary purposes of increasing—

- (A) the number of small business concerns that export; and
- (B) the volume of exports by small business concerns.

**(2) Associate Administrator**

The head of the Office shall be the Associate Administrator for International Trade, who shall be responsible to the Administrator.

**(b) Trade distribution network**

The Associate Administrator, working in close cooperation with the Secretary of Commerce, the United States Trade Representative, the Secretary of Agriculture, the Secretary of State, the President of the Export-Import Bank of the United States, the Board of Directors of