

“(ii) conduct training and educational activities; and

“(iii) carry out the activities described in subparagraph (U) of section 21(c)(3) of the Small Business Act (15 U.S.C. 648(c)(3)).”

SMALL BUSINESS TECHNOLOGY TRANSFER
DEMONSTRATION PROGRAM

Pub. L. 101-574, title II, §231, Nov. 15, 1990, 104 Stat. 2823, as amended by Pub. L. 102-564, title III, §302, Oct. 28, 1992, 106 Stat. 4262, established within the Small Business Administration a Small Business Technology Transfer Demonstration Program to demonstrate the feasibility of providing small businesses with education, training, and technical assistance with respect to technology transfer and application and provided that the Program would terminate on Sept. 30, 1995.

REFERENCES IN OTHER LAWS TO GS-16, 17, OR 18 PAY
RATES

References in laws to the rates of pay for GS-16, 17, or 18, or to maximum rates of pay under the General Schedule, to be considered references to rates payable under specified sections of Title 5, Government Organization and Employees, see section 529 [title I, §101(c)(1)] of Pub. L. 101-509, set out in a note under section 5376 of Title 5.

**§ 648a. Repealed. Pub. L. 102-140, title VI,
§ 609(e), Oct. 28, 1991, 105 Stat. 826**

Section, Pub. L. 85-536, §2[21A], as added Pub. L. 101-515, title V, §9(a), Nov. 5, 1990, 104 Stat. 2144, related to Small Business Development Center Technical Assistance Program.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL; TERMINATION OF FUNDING

Pub. L. 102-140, title VI, §609(e), Oct. 28, 1991, 105 Stat. 826, provided that: “Notwithstanding any other law, no funds shall be appropriated to carry out section 21A of the Small Business Act [15 U.S.C. 648a] after September 30, 1991, and such section is repealed October 1, 1992.”

§ 648b. Grants for SBDCs

(a) In general

The Administrator may make grants to small business development centers under section 648 of this title to provide targeted technical assistance to small business concerns seeking access to capital or credit, Federal procurement opportunities, energy efficiency audits to reduce energy bills, opportunities to export products or provide services to foreign customers, adopting, making innovations in, and using broadband technologies, or other assistance.

(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.)

Editorial Notes

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.

Statutory Notes and Related Subsidiaries

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.)

Editorial Notes

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.

Statutory Notes and Related Subsidiaries

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 the United States International Development Finance Corporation, the Director of the United States Trade and Development Agency, and other relevant Federal agencies, small business development centers engaged in export promotion efforts, Export Assistance Centers, regional and district offices of the Administration, the small business community, and relevant State and local export promotion programs, shall—

- (1) maintain a distribution network, using regional and district offices of the Administra-

tion, the small business development center network, networks of women’s business centers, the Service Corps of Retired Executives authorized by section 637(b)(1) of this title, and Export Assistance Centers, for programs relating to—

- (A) trade promotion;
- (B) trade finance;
- (C) trade adjustment assistance;
- (D) trade remedy assistance; and
- (E) trade data collection;

(2) aggressively market the programs described in paragraph (1) and disseminate information, including computerized marketing data, to small business concerns on exporting trends, market-specific growth, industry trends, and international prospects for exports;

(3) promote export assistance programs through the district and regional offices of the Administration, the small business development center network, Export Assistance Centers, the network of women’s business centers, chapters of the Service Corps of Retired Executives, State and local export promotion programs, and partners in the private sector; and

(4) give preference in hiring or approving the transfer of any employee into the Office or to a position described in subsection (c)(9) to otherwise qualified applicants who are fluent in a language in addition to English, to—

- (A) accompany small business concerns on foreign trade missions; and
- (B) translate documents, interpret conversations, and facilitate multilingual transactions, including by providing referral lists for translation services, if required.

(c) Promotion of sales opportunities

The Associate Administrator shall promote sales opportunities for small business goods and services abroad. To accomplish this objective the office shall—

- (1) establish annual goals for the Office relating to—
 - (A) enhancing the exporting capability of small business concerns and small manufacturers;
 - (B) facilitating technology transfers;
 - (C) enhancing programs and services to assist small business concerns and small manufacturers to compete effectively and efficiently in foreign markets;
 - (D) increasing the ability of small business concerns to access capital; and
 - (E) disseminating information concerning Federal, State, and private programs and initiatives;

(2) in cooperation with the Department of Commerce, other relevant agencies, regional and local Administration offices, the Small Business Development Center network, and State programs, develop a mechanism for—

- (A) identifying subsectors of the small business community with strong export potential;
- (B) identifying areas of demand in foreign markets;
- (C) prescreening foreign buyers for commercial and credit purposes; and