

In the House of Representatives, U. S.,

July 25, 2018.

Resolved, That the bill from the Senate (S. 770) entitled “An Act to require the Director of the National Institute of Standards and Technology to disseminate resources to help reduce small business cybersecurity risks, and for other purposes.”, do pass with the following

AMENDMENTS:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “NIST Small Business*
3 *Cybersecurity Act”.*

4 ***SEC. 2. IMPROVING CYBERSECURITY OF SMALL BUSI-***
5 ***NESSES.***

6 *(a) DEFINITIONS.—In this section:*

7 *(1) DIRECTOR.—The term “Director” means the*
8 *Director of the National Institute of Standards and*
9 *Technology.*

10 *(2) RESOURCES.—The term “resources” means*
11 *guidelines, tools, best practices, standards, methodolo-*
12 *gies, and other ways of providing information.*

13 *(3) SMALL BUSINESS CONCERN.—The term*
14 *“small business concern” has the meaning given such*

1 *term in section 3 of the Small Business Act (15*
2 *U.S.C. 632).*

3 *(b) SMALL BUSINESS CYBERSECURITY.—Section*
4 *2(e)(1)(A) of the National Institute of Standards and Tech-*
5 *nology Act (15 U.S.C. 272(e)(1)(A)) is amended—*

6 *(1) in clause (vii), by striking “and” at the end;*

7 *(2) by redesignating clause (viii) as clause (ix);*

8 *and*

9 *(3) by inserting after clause (vii) the following:*

10 *“(viii) consider small business concerns*
11 *(as defined in section 3 of the Small Busi-*
12 *ness Act (15 U.S.C. 632)); and”.*

13 *(c) DISSEMINATION OF RESOURCES FOR SMALL BUSI-*
14 *NESSES.—*

15 *(1) IN GENERAL.—Not later than one year after*
16 *the date of the enactment of this Act, the Director, in*
17 *carrying out section 2(e)(1)(A)(viii) of the National*
18 *Institute of Standards and Technology Act, as added*
19 *by subsection (b) of this Act, in consultation with the*
20 *heads of other appropriate Federal agencies, shall dis-*
21 *seminate clear and concise resources to help small*
22 *business concerns identify, assess, manage, and reduce*
23 *their cybersecurity risks.*

1 (2) *REQUIREMENTS.*—*The Director shall ensure*
2 *that the resources disseminated pursuant to para-*
3 *graph (1)—*

4 (A) *are generally applicable and usable by*
5 *a wide range of small business concerns;*

6 (B) *vary with the nature and size of the im-*
7 *plementing small business concern, and the na-*
8 *ture and sensitivity of the data collected or*
9 *stored on the information systems or devices of*
10 *the implementing small business concern;*

11 (C) *include elements, that promote aware-*
12 *ness of simple, basic controls, a workplace cyber-*
13 *security culture, and third-party stakeholder re-*
14 *lationships, to assist small business concerns in*
15 *mitigating common cybersecurity risks;*

16 (D) *include case studies of practical appli-*
17 *cation;*

18 (E) *are technology-neutral and can be im-*
19 *plemented using technologies that are commercial*
20 *and off-the-shelf; and*

21 (F) *are based on international standards to*
22 *the extent possible, and are consistent with the*
23 *Stevenson-Wydler Technology Innovation Act of*
24 *1980 (15 U.S.C. 3701 et seq.).*

1 (3) *NATIONAL CYBERSECURITY AWARENESS AND*
2 *EDUCATION PROGRAM.*—*The Director shall ensure*
3 *that the resources disseminated under paragraph (1)*
4 *are consistent with the efforts of the Director under*
5 *section 401 of the Cybersecurity Enhancement Act of*
6 *2014 (15 U.S.C. 7451).*

7 (4) *SMALL BUSINESS DEVELOPMENT CENTER*
8 *CYBER STRATEGY.*—*In carrying out paragraph (1),*
9 *the Director, to the extent practicable, shall consider*
10 *any methods included in the Small Business Develop-*
11 *ment Center Cyber Strategy developed under section*
12 *1841(a)(3)(B) of the National Defense Authorization*
13 *Act for Fiscal Year 2017 (Public Law 114–328).*

14 (5) *VOLUNTARY RESOURCES.*—*The use of the re-*
15 *sources disseminated under paragraph (1) shall be*
16 *considered voluntary.*

17 (6) *UPDATES.*—*The Director shall review and, if*
18 *necessary, update the resources disseminated under*
19 *paragraph (1) in accordance with the requirements*
20 *under paragraph (2).*

21 (7) *PUBLIC AVAILABILITY.*—*The Director and the*
22 *head of each Federal agency that so elects shall make*
23 *prominently available on the respective agency’s pub-*
24 *lic Internet website information about the resources*
25 *and updates to the resources disseminated under*

1 *paragraph (1). The Director and the heads shall each*
2 *ensure that the information they respectively make*
3 *prominently available is consistent, clear, and con-*
4 *cise.*

5 *(d) OTHER FEDERAL CYBERSECURITY REQUIRE-*
6 *MENTS.—Nothing in this section may be construed to super-*
7 *sede, alter, or otherwise affect any cybersecurity require-*
8 *ments applicable to Federal agencies.*

9 *(e) FUNDING.—This Act shall be carried out using*
10 *funds otherwise authorized to be appropriated or made*
11 *available to the National Institute of Standards and Tech-*
12 *nology.*

Amend the title so as to read: “An Act to require the Director of the National Institute of Standards and Technology to disseminate guidance to help reduce small business cybersecurity risks, and for other purposes.”.

Attest:

Clerk.

115TH CONGRESS
2^D SESSION

S. 770

AMENDMENTS