

110TH CONGRESS
2D SESSION

S. 3451

To amend the Small Business Act to extend the Small Business Innovation Research and Small Business Technology Transfer programs, to increase the allocation of Federal agency grants for those programs, to add water, energy, transportation, and domestic security related research to the list of topics deserving special consideration, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 8, 2008

Mr. FEINGOLD introduced the following bill; which was read twice and referred to the Committee on Small Business and Entrepreneurship

A BILL

To amend the Small Business Act to extend the Small Business Innovation Research and Small Business Technology Transfer programs, to increase the allocation of Federal agency grants for those programs, to add water, energy, transportation, and domestic security related research to the list of topics deserving special consideration, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Strengthening Our
3 Economy Through Small Business Innovation Act of
4 2008”.

5 **SEC. 2. SENSE OF THE SENATE.**

6 It is the sense of the Senate that—

7 (1) this Nation’s small businesses are the
8 source of nearly 50 percent of our country’s employ-
9 ment;

10 (2) small businesses have been and are a lead-
11 ing source of this country’s innovation and entrepre-
12 neurial strategies and skills;

13 (3) small technology businesses tend to be high-
14 ly innovative, play a substantial role in technological
15 advancement, and contribute to the standard of liv-
16 ing in this country;

17 (4) the SBIR and STTR programs can result
18 and have resulted in the development and commer-
19 cialization of new products and processes;

20 (5) the Federal Government should give par-
21 ticular encouragement to small businesses that ad-
22 dress priority national interests, including water se-
23 curity, energy innovation, transportation efficiencies
24 and domestic security needs; and

25 (6) the SBIR and STTR programs should be
26 extended for these purposes and the administrative

1 costs associated with such extensions should be
 2 borne by the respective Federal departments and
 3 agencies.

4 **SEC. 3. EXTENSION OF TERMINATION DATES.**

5 (a) SBIR.—Section 9(m) of the Small Business Act
 6 (15 U.S.C. 638(m)) is amended by striking “2008” and
 7 inserting “2022”.

8 (b) STTR.—Section 9(n)(1)(A) of the Small Busi-
 9 ness Act (15 U.S.C. 638(n)(1)(A)) is amended by striking
 10 “2009” and inserting “2023”.

11 **SEC. 4. INCREASE IN THE ALLOCATION OF FEDERAL AGEN-**
 12 **CY GRANTS FOR SBIR AND STTR PROGRAMS.**

13 (a) SBIR PROGRAM EXPENDITURES.—Section
 14 9(f)(1) of the Small Business Act (15 U.S.C. 638(f)(1))
 15 is amended by striking subparagraphs (A) through (C)
 16 and inserting the following:

17 “(1) not less than 2.5 percent of such budget
 18 in fiscal year 2008;

19 “(2) not less than 5.0 percent of such budget
 20 in fiscal year 2009;

21 “(3) not less than 7.5 percent of such budget
 22 in fiscal year 2010; and

23 “(4) not less than 10.0 percent of such budget
 24 in fiscal year 2011 and each fiscal year thereafter,”.

1 (b) STTR PROGRAM EXPENDITURES.—Section
 2 9(n)(1)(B) of the Small Business Act (15 U.S.C.
 3 638(n)(1)(B)) is amended by striking clauses (i) and (ii)
 4 and inserting the following:

5 “(i) not less than 0.3 percent in fiscal
 6 year 2008;

7 “(ii) not less than 0.6 percent in fiscal
 8 year 2009;

9 “(iii) not less than 0.8 percent in fis-
 10 cal year 2010; and

11 “(iv) not less than 1.0 percent in fis-
 12 cal year 2011 and each fiscal year there-
 13 after.”.

14 **SEC. 5. INCREASED SBIR AND STTR AWARD LEVELS.**

15 (a) SBIR AWARD LEVEL.—Section 9(j)(2)(D) of the
 16 Small Business Act (15 U.S.C. 638(j)(2)(D)) is amend-
 17 ed—

18 (1) by striking “\$100,000” and inserting
 19 “\$300,000”; and

20 (2) by striking “\$750,000” and inserting
 21 “\$2,200,000”.

22 (b) STTR AWARD LEVEL.—Section 9(p)(2)(B)(ix) of
 23 the Small Business Act (15 U.S.C. 638(p)(2)(B)(ix)) is
 24 amended—

1 (1) by striking “\$100,000” and inserting
2 “\$300,000”; and

3 (2) by striking “\$750,000” and inserting
4 “\$2,200,000”.

5 **SEC. 6. INCLUSION OF ENERGY, SECURITY, TRANSPOR-**
6 **TATION, AND WATER RELATED RESEARCH IN**
7 **THE LIST OF TOPICS DESERVING SPECIAL**
8 **CONSIDERATION AS SBIR RESEARCH TOPICS.**

9 Section 9(g)(3) of the Small Business Act (15 U.S.C.
10 638(g)(3)) is amended—

11 (1) in the matter preceding subparagraph (A),
12 by inserting “or pressing research priorities” after
13 “critical technologies”;

14 (2) in subparagraph (A) by striking “or” at the
15 end; and

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

17 “(C) the National Academy of Sciences in
18 the final report issued by the America’s Energy
19 Future: Technology Opportunities, Risks, and
20 Tradeoffs project that relate to emerging re-
21 newable energy, energy efficiency, or renewable
22 fuels technologies, or in subsequent reports re-
23 lating to such technologies;

24 “(D) the National Academy of Sciences in
25 the final report issued by the Transit Research

1 and Development: Federal Role in the National
 2 Program project, the Research and Innovative
 3 Technology Administration of the Department
 4 of Transportation in the report entitled ‘Trans-
 5 portation Research, Development and Tech-
 6 nology Strategic Plan (2006–2010)’, or the Na-
 7 tional Academy of Sciences or the Department
 8 of Transportation in subsequent reports relat-
 9 ing to transportation and infrastructure;

10 “(E) the Committee on Water System Se-
 11 curity Research of the National Academy of
 12 Sciences in the 2007 report by the committee,
 13 entitled ‘Improving the Nation’s Water Secu-
 14 rity; Opportunities for Research’ or the 2006
 15 report by the committee, entitled ‘Public Water
 16 Distribution Systems: Assessing and Reducing
 17 Risks’, or by the National Academy of Sciences
 18 or the Environmental Protection Agency in sub-
 19 sequent reports relating to improving the Na-
 20 tion’s water supply and security;

21 “(F) the Government Accountability Of-
 22 fice, in—

23 “(i) the report entitled ‘Homeland Se-
 24 curity: First Responders’ Ability to Detect
 25 and Model Hazardous Releases in Urban

1 Areas Is Significantly Limited’, GAO–08–
2 180, issued June 27, 2008;

3 “(ii) the report entitled ‘Nuclear Se-
4 curity: NRC and DHS Need to Take Addi-
5 tional Steps to Better Track and Detect
6 Radioactive Materials’, GAO–08–598,
7 issued June 19, 2008; or

8 “(iii) the report entitled ‘Supply
9 Chain Security: Challenges to Scanning
10 100 Percent of U.S.-Bound Cargo Con-
11 tainers’, GAO–08–533T, issued June 12,
12 2008; or

13 “(G) the National Academy of Science, in
14 the report entitled ‘Toward a Safer and More
15 Secure Cyberspace’ or in subsequent reports by
16 the National Academy of Science relating to
17 cybersecurity and which shall include
18 cybersecurity technologies also designed to pro-
19 tect privacy;”.

20 **SEC. 7. OFFSET.**

21 The Secretary of Defense shall terminate the Air-
22 borne Laser program.

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