

## AMENDMENTS SUBMITTED AND PROPOSED

SA 2707. Mrs. SHAHEEN (for herself, Mr. VITTER, and Ms. HIRONO) submitted an amendment intended to be proposed by her to the bill S. 2116, to improve certain programs of the Small Business Administration to better assist small business customers in accessing broadband technology, and for other purposes; which was referred to the Committee on Small Business and Entrepreneurship.

### TEXT OF AMENDMENTS

**SA 2707.** Mrs. SHAHEEN (for herself, Mr. VITTER, and Ms. HIRONO) submitted an amendment intended to be proposed by her to the bill S. 2116, to improve certain programs of the Small Business Administration to better assist small business customers in accessing broadband technology, and for other purposes; which was referred to the Committee on Small Business and Entrepreneurship; as follows:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the “Small Business Broadband and Emerging Information Technology Enhancement Act of 2015”.

#### SEC. 2. FINDINGS.

Congress finds the following:

(1) According to a report by the Federal Communications Commission entitled “Connecting America: The National Broadband Plan”, dated March 2010, the Commission recommends that—

(A) “To fully implement next-generation technology within its operations, the SBA should also appoint a broadband and emerging IT coordinator. This individual would ensure that SBA programs maintain the requisite broadband expertise, tools and training courses to serve small businesses.”;

(B) “Congress should consider ways to leverage existing assistance provided through” entrepreneurial development programs, “to focus training on advanced IT and broadband applications”;

(C) “Congress could also consider ways to support technology training among women entrepreneurs through” women’s business centers;

(D) “The training programs should include an entry-level ‘Broadband 101’ course to give small businesses an introduction to how to capitalize on broadband connectivity, as well as more advanced applications for IT staff.”; and

(E) small and medium enterprise “IT training should include resources for non-IT staff, such as how to use e-commerce tools for sales, streamline finance with online records or leverage knowledge management across an organization.”.

(2) According to a report by the Broadband Opportunity Council, dated August 20, 2015, the availability of and access to broadband technology enables—

(A) greater civic participation, by providing tools for open government and streamlining government process;

(B) changes in how people access educational resources, collaborate in the educational process, conduct research, and continue to learn anytime, anywhere, and at any pace;

(C) improved healthcare access, treatments, and information;

(D) new business models that create business efficiencies, drive job creation, and connect manufacturers and store-fronts to clients and partners worldwide; and

(E) bringing communities together and improvements to public safety, creating a greener planet, and make transportation systems more resilient and efficient.

(3) According to a report entitled “The State of the App Economy”, dated October 2014—

(A) “More than three-quarters of the highest grossing apps are produced by startups and small companies.”; and

(B) “Seventy-eight percent of the leading app companies are located outside Silicon Valley.”.

(4) According to a report entitled, “Developer Economics Q1 2015: State of the Developer Nation”, dated February 2015, “The emergence of the app industry over the past eight years has grown to a \$120 billion economy.”.

#### SEC. 3. BROADBAND AND EMERGING INFORMATION TECHNOLOGY COORDINATOR.

The Small Business Act (15 U.S.C. 631 et seq.) is amended—

(1) by redesignating section 47 as section 48; and

(2) by inserting after section 46 the following:

#### “SEC. 47. BROADBAND AND EMERGING INFORMATION TECHNOLOGY.

“(a) DEFINITIONS.—In this section—

“(1) the term ‘Associate Administrator’ means the Associate Administrator for the Office of Investment and Innovation; and

“(2) the term ‘broadband and emerging information technology coordinator’ means the employee designated to carry out the broadband and emerging information technology coordination responsibilities of the Administration under subsection (b)(1).

“(b) ASSIGNMENT OF COORDINATOR.—

“(1) ASSIGNMENT OF COORDINATOR.—The Associate Administrator shall designate a senior employee of the Office of Investment and Innovation to serve as the broadband and emerging information technology coordinator, who—

“(A) shall report to the Associate Administrator;

“(B) shall work in coordination with—

“(i) the chief information officer, the chief technology officer, and the head of the Office of Technology of the Administration; and

“(ii) any other Associate Administrator of the Administration determined appropriate by the Associate Administrator;

“(C) has experience developing and implementing telecommunications policy in the private sector or government; and

“(D) has demonstrated significant experience in the area of broadband or emerging information technology.

“(2) RESPONSIBILITIES OF COORDINATOR.—The broadband and emerging information technology coordinator shall—

“(A) coordinate programs of the Administration that assist small business concerns in adopting, making innovations in, and using broadband and other emerging information technologies;

“(B) serve as the primary liaison of the Administration to other Federal agencies involved in broadband and emerging information technology policy, including the Department of Commerce, the Department of Agriculture, and the Federal Communications Commission;

“(C) identify best practices relating to broadband and emerging information technology that may benefit small business concerns; and

“(D) identify and catalog tools and training available through the resource partners of the Administration that assist small business concerns in adopting, making innovations in, and using broadband and emerging technologies.

“(3) TRAVEL.—Not more than 20 percent of the hours of service by the broadband and

emerging information technology coordinator during any fiscal year shall consist of travel outside the United States to perform official duties.

“(c) BROADBAND AND EMERGING TECHNOLOGY TRAINING.—

“(1) TRAINING.—The Associate Administrator shall provide to employees of the Administration training that—

“(A) familiarizes employees of the Administration with broadband and other emerging information technologies;

“(B) includes—

“(i) instruction on counseling small business concerns regarding adopting, making innovations in, and using broadband and other emerging information technologies; and

“(ii) information on programs of the Federal Government that provide assistance to small business concerns relating to broadband and emerging information technologies; and

“(C) to maximum extent practicable, uses the tools and training cataloged and identified under subsection (b)(2)(D).

“(2) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this subsection.

“(d) REPORTS.—

“(1) BIENNIAL REPORT ON ACTIVITIES.—Not later than 2 years after the date on which the Associate Administrator makes the first designation of an employee under subsection (b), and every 2 years thereafter, the broadband and emerging information technology coordinator shall submit to the Committee on Small Business and Entrepreneurship of the Senate and the Committee on Small Business of the House of Representatives a report regarding the programs and activities of the Administration relating to broadband and other emerging information technologies.

“(2) IMPACT OF BROADBAND SPEED AND PRICE ON SMALL BUSINESSES.—

“(A) IN GENERAL.—Subject to appropriations, the Chief Counsel for Advocacy shall conduct a study evaluating the impact of broadband speed and price on small business concerns.

“(B) REPORT.—Not later than 3 years after the date of enactment of the Small Business Broadband and Emerging Information Technology Enhancement Act of 2015, the Chief Counsel for Advocacy shall submit to the Committee on Commerce, Science, and Transportation and the Committee on Small Business and Entrepreneurship of the Senate and the Committee on Energy and Commerce and the Committee on Small Business of the House of Representatives a report on the results of the study under subparagraph (A), including—

“(i) a survey of broadband speeds available to small business concerns;

“(ii) a survey of the cost of broadband speeds available to small business concerns;

“(iii) a survey of the type of broadband technology used by small business concerns; and

“(iv) any policy recommendations that may improve the access of small business concerns to comparable broadband services at comparable rates in all regions of the United States.”.

#### SEC. 4. ENTREPRENEURIAL DEVELOPMENT.

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

(1) in the matter preceding clause (i), by inserting “accessing broadband and other emerging information technology,” after “technology transfer.”;

(2) in clause (ii), by striking “and” at the end;

(3) in clause (iii), by adding “and” at the end; and

(4) by adding at the end the following:

“(iv) increasing the competitiveness and productivity of small business concerns by assisting entrepreneurs in accessing broadband and other emerging information technology;”.

#### NOTICES OF INTENT TO OBJECT TO PROCEEDING

I, Senator TOM COTTON, intend to object to proceeding to the nomination of Cassandra Q. Butts, to be ambassador to the Commonwealth of The Bahamas, dated October 5, 2015.

I, Senator TOM COTTON, intend to object to proceeding to the nomination of Samuel D. Heins, to be ambassador to the Kingdom of Norway, dated October 5, 2015.

I, Senator TOM COTTON, intend to object to proceeding to the nomination of Azita Raji, to be ambassador to the Kingdom of Sweden, dated October 5, 2015.

#### NATIONAL PRINCIPALS MONTH

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 277, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 277) recognizing the month of October 2015 as “National Principals Month.”

There being no objection, the Senate proceeded to consider the resolution.

Mr. McCONNELL. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 277) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today’s RECORD under “Submitted Resolutions.”)

#### REMOVAL OF INJUNCTION OF SECRECY—TREATY DOCUMENT NO. 114-3

Mr. McCONNELL. Mr. President, as in executive session, I ask unanimous consent that the injunction of secrecy be removed from the following treaty transmitted to the Senate on October 5, 2015, by the President of the United States: Treaty with Algeria on Mutual Legal Assistance in Criminal Matters, Treaty Document No. 114-3. I further ask that the treaty be considered as having been read the first time; that it be referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed; and that the President’s message be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The message of the President is as follows:

*To the Senate of the United States:*

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith the Treaty between the Government of the United States of America and the Government of the People’s Democratic Republic of Algeria on Mutual Legal Assistance in Criminal Matters, signed at Algiers on April 7, 2010. I also transmit, for the information of the Senate, the report of the Department of State with respect to the Treaty. The Treaty is one of a series of modern mutual legal assistance treaties negotiated by the United States to more effectively counter criminal activities. The Treaty should enhance our ability to investigate and prosecute a wide variety of crimes.

The Treaty provides for a broad range of cooperation in criminal matters. Under the Treaty, the Parties agree to assist each other by, among other things: producing evidence (such as testimony, documents, or items) obtained voluntarily or, where necessary, by compulsion; arranging for persons, including persons in custody, to travel to provide evidence; serving documents; executing searches and seizures; locating and identifying persons or items; and freezing and forfeiting assets or property that may be the proceeds or instrumentalities of crime.

I recommend the Senate give early and favorable consideration to the Treaty, and give its advice and consent to ratification.

BARACK OBAMA.

THE WHITE HOUSE, October 5, 2015.

#### APPOINTMENT

The PRESIDING OFFICER. The Chair, on behalf of the President pro tempore, and in consultation with the chairman of the Senate Committee on Finance, pursuant to Public Law 103-296, reappoints the following individual as a member of the Social Security Advisory Board: Mr. Jagadeesh Gokhale of Pennsylvania.

#### MEASURES READ THE FIRST TIME—S. 2129, S. 2130, S. 2131, AND S. 2132

Mr. McCONNELL. Mr. President, I understand there are four bills at the desk, and I ask for their first reading en bloc.

The PRESIDING OFFICER. The clerk will read the bills by title for the first time en bloc.

The senior assistant legislative clerk read as follows:

A bill (S. 2129) making appropriations for Agriculture, Rural Development, Food and Drug Administration, Energy and Water Development, and Departments of Transportation, and Housing and Urban Development, and related programs for the fiscal year ending September 30, 2016, and for other purposes.

A bill (S. 2130) making appropriations for Department of Defense, energy and water development, Department of Homeland Security, military construction, Department of Veterans Affairs, and Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2016, and for other purposes.

A bill (S. 2131) making appropriations for Departments of Commerce and Justice, and Science, and Related Agencies and Department of Homeland Security for the fiscal year ending September 30, 2016, and for other purposes.

A bill (S. 2132) making appropriations for financial services and general government, Department of the Interior, environment, and Departments of Labor, Health and Human Services, and Education, and related programs for the fiscal year ending September 30, 2016, and for other purposes.

Mr. McCONNELL. I now ask for a second reading, and I object to my own request, all en bloc.

The PRESIDING OFFICER. Objection having been heard, the bills will receive their second reading on the next legislative day.

#### ORDERS FOR TUESDAY, OCTOBER 6, 2015

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 12 noon on Tuesday, October 6; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following leader remarks, the Senate resume consideration of the conference report to accompany H.R. 1735, with the time until 1 p.m. equally divided between the two leaders or their designees; finally, that the mandatory quorum call under rule XXII be waived with respect to the cloture vote on the conference report to accompany H.R. 1735.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ADJOURNMENT UNTIL TOMORROW

Mr. McCONNELL. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 7:02 p.m., adjourned until Tuesday, October 6, 2015, at 12 noon.

#### NOMINATIONS

Executive nominations received by the Senate:

##### DEPARTMENT OF COMMERCE

STEVEN MICHAEL HARO, OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF COMMERCE, VICE MARGARET LOUISE CUMMISKY, RESIGNED.

##### DEPARTMENT OF ENERGY

JOHN FRANCIS KOTEK, OF IDAHO, TO BE AN ASSISTANT SECRETARY OF ENERGY (NUCLEAR ENERGY), VICE PETER BRUCE LYONS, RESIGNED.

##### DEPARTMENT OF STATE

TODD C. CHAPMAN, OF TEXAS, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF ECUADOR.