

115TH CONGRESS  
2D SESSION

# S. 3633

To require that consumer reporting agencies provide small business credit protections.

---

IN THE SENATE OF THE UNITED STATES

NOVEMBER 15, 2018

Mr. RUBIO (for himself and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

---

## A BILL

To require that consumer reporting agencies provide small business credit protections.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Small Business Credit  
5 Protection Act”.

6 **SEC. 2. CONSUMER REPORTING AGENCIES.**

7 (a) DEFINITIONS.—In this section:

8 (1) CONSUMER REPORTING AGENCY.—The term  
9 “consumer reporting agency” has the meaning given

1 the term in section 603 of the Fair Credit Reporting  
2 Act (15 U.S.C. 1681a).

3 (2) SMALL BUSINESS CONCERN.—The term  
4 “small business concern” has the meaning given the  
5 term in section 3 of the Small Business Act (15  
6 U.S.C. 632).

7 (b) REQUIREMENTS.—A consumer reporting agen-  
8 cy—

9 (1) shall disclose to a small business concern  
10 within 30 days if their nonpublic business data has  
11 been breached; and

12 (2) may not charge a small business concern for  
13 their credit report within 180 days following a  
14 breach.

15 (c) NO PREEMPTION.—Nothing in this Act shall pre-  
16 empt any State law with respect to consumer reporting  
17 agencies.

○