

114TH CONGRESS  
2D SESSION

# H. R. 4326

To amend the Small Business Act to expand the duties of the Office of Small and Disadvantaged Business Utilization, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2016

Ms. ADAMS (for herself and Mr. HARDY) introduced the following bill; which was referred to the Committee on Small Business

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## A BILL

To amend the Small Business Act to expand the duties of the Office of Small and Disadvantaged Business Utilization, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Small and Disadvan-  
5 tagged Business Enhancement Act of 2016”.

6 **SEC. 2. EXPANDING DUTIES OF THE OFFICE OF SMALL AND**  
7 **DISADVANTAGED BUSINESS UTILIZATION.**

8 (a) IN GENERAL.—Section 15(k) of the Small Busi-  
9 ness Act (15 U.S.C. 644(k)), as amended by section 870

1 of the National Defense Authorization Act for Fiscal Year  
2 2016 (Public Law 114–92), is amended—

3 (1) by striking “section 8, 15 or 44” and in-  
4 serting “section 8, 15, 31, 36, or 44”;

5 (2) by striking “sections 8 and 15” each place  
6 such term appears and inserting “sections 8, 15, 31,  
7 36, and 44”;

8 (3) in paragraph (10), by striking “section  
9 8(a)” and inserting “section 8, 15, 31, or 36”;

10 (4) by redesignating paragraphs (15), (16), and  
11 (17) as paragraphs (16), (17), and (18), respec-  
12 tively;

13 (5) by inserting after paragraph (14) the fol-  
14 lowing new paragraph:

15 “(15) shall review purchases made by the agen-  
16 cy greater than the micro-purchase threshold defined  
17 in section 1902(a) of title 41, United States Code,  
18 and less than the simplified acquisition threshold to  
19 ensure that the purchases have been made in compli-  
20 ance with the provisions of this Act and have been  
21 properly recorded in the Federal Procurement Data  
22 System, if the method of payment is a purchase card  
23 issued by the Department of Defense pursuant to  
24 section 2784 of title 10, United States Code, or by

1 the head of an executive agency pursuant to section  
2 1909 of title 41, United States Code;” and

3 (6) in paragraph (17) (as so redesignated)—

4 (A) in subparagraph (B), by striking  
5 “and” at the end;

6 (B) in subparagraph (C), by striking the  
7 period at the end and inserting “; and”; and

8 (C) by adding at the end the following new  
9 subparagraph:

10 “(D) any failure of the agency to comply  
11 with section 8, 15, 31, or 36.”.

12 (b) TECHNICAL AMENDMENT.—Section 3(m) of the  
13 Small Business Act (15 U.S.C. 632(m)) is amended to  
14 read as follows:

15 “(m) SIMPLIFIED ACQUISITION THRESHOLD.—In  
16 this Act, the term ‘simplified acquisition threshold’ has the  
17 meaning given such term in section 134 of title 41, United  
18 States Code.”.

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