

114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4326

---

## AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

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

4 **SEC. 2. EXPANDING DUTIES OF THE OFFICE OF SMALL AND**  
5 **DISADVANTAGED BUSINESS UTILIZATION.**

6 (a) IN GENERAL.—Section 15(k) of the Small Busi-  
7 ness Act (15 U.S.C. 644(k)), as amended by section 870  
8 of the National Defense Authorization Act for Fiscal Year  
9 2016 (Public Law 114–92), is amended—

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

12 (2) by striking “sections 8 and 15” each place  
13 such term appears and inserting “sections 8, 15, 31,  
14 36, and 44”;

15 (3) in paragraph (10), by striking “section  
16 8(a)” and inserting “section 8, 15, 31, or 36”;

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

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

22 “(15) shall review purchases made by the agen-  
23 cy greater than the micro-purchase threshold defined  
24 in section 1902(a) of title 41, United States Code,  
25 and less than the simplified acquisition threshold to  
26 ensure that the purchases have been made in compli-

1       ance with the provisions of this Act and have been  
2       properly recorded in the Federal Procurement Data  
3       System, if the method of payment is a purchase card  
4       issued by the Department of Defense pursuant to  
5       section 2784 of title 10, United States Code, or by  
6       the head of an executive agency pursuant to section  
7       1909 of title 41, United States Code;” and

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

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

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

13                     (C) by adding at the end the following new  
14                      subparagraph:

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

17       (b) **TECHNICAL AMENDMENT.**—Section 3(m) of the  
18 Small Business Act (15 U.S.C. 632(m)) is amended to  
19 read as follows:

20       “(m) **SIMPLIFIED ACQUISITION THRESHOLD.**—In  
21 this Act, the term ‘simplified acquisition threshold’ has the

1 meaning given such term in section 134 of title 41, United  
2 States Code.”.

Passed the House of Representatives April 19, 2016.

Attest:

*Clerk.*



114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

---

---

**H. R. 4326**

**AN ACT**

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