

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**54**

**OFFERED BY MR. JONES OF NEW YORK**

Add at the end of subtitle F of title VIII the following new section:

1 **SEC. 8\_\_\_ . PROHIBITION ON CONTRACTING WITH EMPLOY-**  
2 **ERS THAT VIOLATED THE NATIONAL LABOR**  
3 **RELATIONS ACT.**

4 (a) PROHIBITION.—

5 (1) IN GENERAL.—Except as provided in para-  
6 graph (2), the Secretary of Defense may not enter  
7 into a contract with the following:

8 (A) An employer found to have violated the  
9 National Labor Relations Act (29 U.S.C. 151  
10 et seq.) during the three-year period preceding  
11 the proposed date of award of the contract.

12 (B) An employer under investigation for a  
13 violation of the National Labor Relations Act  
14 (29 U.S.C. 151 et seq.) on the proposed date of  
15 award of the contract.

16 (2) EXCEPTIONS.—The Secretary of Defense  
17 may enter into a contract with a employer described

1 in paragraph (1) if each employee of such em-  
2 ployer—

3 (A) is represented by a labor organization  
4 for the purposes of collective bargaining; and

5 (B) such labor organization certifies to the  
6 Secretary that the employer—

7 (i) is in compliance with any relevant  
8 collective bargaining agreement on the date  
9 on which such contract is awarded and will  
10 continue to preserve the rights, privileges,  
11 and benefits established under any such  
12 collective bargaining agreement; or

13 (ii) before, on, and after the date on  
14 which such contract is awarded, has bar-  
15 gained and will bargain in good faith to  
16 reach a collective bargaining agreement.

17 (b) DEFINITIONS.—In this section, the terms “em-  
18 ployer”, “employee”, and “labor organization” have the  
19 meanings given such terms, respectively, in section 2 of  
20 the National Labor Relations Act (29 U.S.C. 152).

21 (c) APPLICABILITY.—This section and the require-  
22 ments of this section shall apply to a contract entered into  
23 on or after September 30, 2023.

