

AMENDMENT TO THE RULES COMMITTEE PRINT
117-54
OFFERED BY MS. LOIS FRANKEL OF FLORIDA

Add at the end of title LVIII the following new section:

1 **SEC. 58**____. **LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **CERTAIN CONTRACTORS OR GRANTEES THAT**
3 **REQUIRE NONDISPARAGEMENT OR NON-**
4 **DISCLOSURE CLAUSE RELATED TO SEXUAL**
5 **HARASSMENT AND SEXUAL ASSAULT.**

6 None of the funds authorized to be appropriated by
7 this Act or otherwise made available for fiscal year 2023
8 for the Department of Defense or any other Federal agen-
9 cy may be obligated or expended for any Federal contract
10 or grant in excess of \$1,000,000, awarded after the date
11 of enactment of this Act, unless the contractor or grantee
12 agrees not to—

13 (1) enter into any agreement with any of its
14 employees or independent contractors that requires
15 the employee or contractor to agree to a nondispar-
16 agement or nondisclosure clause related to sexual
17 harassment and sexual assault, as defined under any
18 applicable Federal, State, or Tribal law—

1 (A) as a condition of employment, pro-
2 motion, compensation, benefits, or change in
3 employment status or contractual relationship;
4 or

5 (B) as a term, condition, or privilege of
6 employment; or

7 (2) take any action to enforce any predispute
8 nondisclosure or nondisparagement provision of an
9 existing agreement with an employee or independent
10 contractor that covers sexual harassment and sexual
11 assault, as defined under any applicable Federal,
12 State, or Tribal law.

