[Discussion Draft]

AMENDMENT TO RULES COMMITTEE PRINT 117-13

OFFERED BY MR. SMITH OF NEW JERSEY

In the appropriate place in title LX, insert the following:

SEC. __. ENSURING THAT CONTRACTOR EMPLOYEES ON ARMY CORPS PROJECTS ARE PAID PREVAILING WAGES AS REQUIRED BY LAW.

The Assistant Secretary of the Army for Civil Works shall provide to each Army Corps district clarifying, uniform guidance with respect to prevailing wage requirements for contractors and subcontractors of the Army Corps that—

(1) conforms with the Department of Labor’s regulations, policies, and guidance with respect to the proper implementation and enforcement of subchapter IV of chapter 31 of title 40, United States Code (commonly known as the “Davis-Bacon Act”) and other related Acts, including the proper classification of all crafts by Federal construction contractors and subcontractors;
(2) directs Army Corps districts to investigate worker complaints and third-party complaints within 30 days of the date of filing; and

(3) instructs Army Corps districts that certified payroll reports submitted by contractors and subcontractors and the information contained therein shall be publicly available and are not exempt from disclosure under section 552(b) of title 5, United States Code.