H. R. 1120

To prohibit the National Labor Relations Board from taking any action that requires a quorum of the members of the Board until such time as Board constituting a quorum shall have been confirmed by the Senate, the Supreme Court issues a decision on the constitutionality of the appointments to the Board made in January 2012, or the adjournment sine die of the first session of the 113th Congress.

IN THE HOUSE OF REPRESENTATIVES

March 13, 2013

Mr. Roe of Tennessee (for himself, Mr. Kline, Mr. Petri, Mr. Wilson of South Carolina, Ms. Foxx, Mr. Price of Georgia, Mr. Thompson of Pennsylvania, Mr. Salmon, Mr. Guthrie, Mr. Desjardins, Mr. Rokita, Mr. Bucshon, and Mr. Gowdy) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To prohibit the National Labor Relations Board from taking any action that requires a quorum of the members of the Board until such time as Board constituting a quorum shall have been confirmed by the Senate, the Supreme Court issues a decision on the constitutionality of the appointments to the Board made in January 2012, or the adjournment sine die of the first session of the 113th Congress.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Preventing Greater Uncertainty in Labor-Management Relations Act”.

SEC. 2. ACTIVITIES BY THE NATIONAL LABOR RELATIONS BOARD PROHIBITED.

Effective on the date of enactment of this Act, the National Labor Relations Board shall cease all activity that requires a quorum of the members of the Board, as set forth in the National Labor Relations Act (29 U.S.C. 151 et seq.). The Board shall not implement, administer, or enforce any decision, rule, vote, or other action decided, undertaken, adopted, issued, or finalized on or after January 4, 2012, that requires a quorum of the members of the Board, as set forth in such Act.

SEC. 3. TERMINATION.

The provisions of this Act shall terminate on the date on which—

(1) all members of the National Labor Relations Board are confirmed with the advice and consent of the Senate, in accordance with clause 2 of section 2 of article II of the Constitution, in a number sufficient to constitute a quorum, as set forth in the National Labor Relations Act (29 U.S.C. 151 et seq.);
(2) the Supreme Court issues a decision on the constitutionality of the appointments to the Board made in January 2012; or

(3) the adjournment sine die of the first session of the 113th Congress.

SEC. 4. EFFECT OF CERTAIN BOARD ACTIONS.

In the event that this Act terminates pursuant to paragraphs (1) or (3) of section 3, no decision, rule, vote, or other action decided, undertaken, adopted, issued, or finalized by the Board on or after January 4, 2012, that requires authorization by not less than a quorum of the members of the Board, as set forth in the National Labor Relations Act, may be implemented, administered, or enforced unless and until it is considered and acted upon by a Board constituting a quorum, as set forth in the National Labor Relations Act, or the Supreme Court issues a decision on the constitutionality of the appointments to the Board made in January 2012.