

## DEPARTMENT OF LABOR

[Secretary's Order 2-95]

**Delegation of Authority and Assignment of Responsibility to the Assistant Secretary for the American Workplace for Executive Order 12954, Ensuring the Economical and Efficient Administration and Completion of Federal Government Contracts**

March 8, 1995.

1. *Purpose.* To delegate the authority and assign the responsibility in the Department of Labor for the implementation and administration of the Secretary of Labor's responsibilities under Executive Order 12954, Ensuring the Economical and Efficient Administration and Completion of Federal Government Contracts, which established the policy that contracting agencies in the Executive Branch shall not contract with employers that permanently replace lawfully striking employees.

2. *Authority and Directives Affected.*

a. *Authority.* This Order is issued pursuant to Executive Order 12954, dated March 8, 1995; the Act of March

4, 1913 (29 U.S.C. 551 *et seq.*); and 5 U.S.C. 301 and 302.

b. *Directives Affected.* The authority delegated herein is in addition to that delegated to the Assistant Secretary for the American Workplace in Secretary's Order 2-93, which Order remains in effect.

3. *Background.* Efficient economic performance and productivity are directly related to the existence of cooperative working relationships between employers and employees. When federal contractors permanently replace their striking employees, the Federal Government's efficiency and cost of operations are adversely affected. In order to operate as effectively as possible, by receiving timely goods and quality services from contracting agencies, Executive Order 12954 requires that contracting agencies of the Executive Branch shall not contract with employers that permanently replace lawfully striking employees. Section 6 of the Executive Order assigns the responsibility for the administration and enforcement of the Executive Order to the Secretary of Labor.

4. *Delegation of Authority and Assignment of Responsibility.*

a. *The Assistant Secretary for the American Workplace* is hereby delegated authority and assigned responsibility, vested in the Secretary of Labor, for carrying out the policies, programs, and activities under Executive Order 12954.

b. *The Solicitor of Labor* shall have the responsibility for providing legal advice and assistance to all officers of the Department of Labor relating to the implementation and enforcement of this Order and the Executive Order.

5. *Redelegation of Authority.* The authority delegated and responsibilities herein assigned may be further redelegated. Any transfer of functions to other components of the Department of Labor shall be made pursuant to an appropriate agreement with the approval of the agency head(s) involved.

6. *Effective Date.* This Order is effective immediately.

**Robert B. Reich,**

*Secretary of Labor.*

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