

106TH CONGRESS
1ST SESSION

H. R. 2396

To provide that the Davis-Bacon Act shall not apply to contracts for the construction and repair of schools and libraries.

IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 1999

Mr. CUNNINGHAM (for himself, Mr. GOSS, Mr. TAYLOR of North Carolina, Mr. MILLER of Florida, Mr. ISTOOK, Mr. DOOLITTLE, Mr. RADANOVICH, Mr. PITTS, Mr. COLLINS, Mr. RILEY, Mr. PAUL, Mr. GARY MILLER of California, and Mr. TIAHRT) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To provide that the Davis-Bacon Act shall not apply to contracts for the construction and repair of schools and libraries.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “School and Library
5 Construction Affordability Act”.

6 **SEC. 2. PURPOSE.**

7 The purpose of the amendments made by this Act
8 is—

1 (1) to amend the Act of March 3, 1931 (40
2 U.S.C. 276a et seq.) (commonly referred to as the
3 Davis-Bacon Act) to make it inapplicable to con-
4 tracts for school or library construction and repair
5 and thereby reduce school construction and repair
6 costs by 5 to 38 percent and thereby saving funds
7 that can be used to improve education, repair and
8 construct modern schools and libraries, and provide
9 tax relief; and

10 (2) to harmonize Federal laws with a majority
11 of the States.

12 **SEC. 3. DAVIS-BACON ACT.**

13 The first section of the Act of March 3, 1931 (40
14 U.S.C. 276a) (commonly referred to as the Davis-Bacon
15 Act) is amended by adding at the end the following:

16 “(c) Subsection (a) does not apply to any contract
17 which is entered into to construct or repair facilities of
18 an educational agency or library.”.

19 **SEC. 4. COPELAND ACT.**

20 Section 2 of the Act of June 13, 1934 (40 U.S.C.
21 276c) (commonly referred to as the “Copeland Act”) is
22 amended by adding at the end the following: “This section
23 does not apply to any contractor or subcontractor which
24 is engaged in the construction or repair of facilities of an
25 educational agency or library.

1 **SEC. 5. CONSTRUCTION.**

2 Nothing in this Act or the amendments made by this
3 Act may be construed to diminish in any way the quality
4 of facility construction or repair or to affect Federal,
5 State, and local guidelines, codes, and regulations relating
6 to construction or repair quality.

7 **SEC. 6. EFFECTIVE DATE.**

8 The amendments made by sections 1 and 2 shall take
9 effect 30 days after the date of the enactment of this Act
10 but shall not affect any contract in existence on such date
11 of enactment or made pursuant to invitation for bids out-
12 standing on such date of enactment.

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