

108TH CONGRESS
2D SESSION

H. R. 3888

To prohibit business enterprises that lay-off a greater percentage of their United States workers than workers in other countries from receiving any Federal assistance, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2004

Mr. SANDERS (for himself, Mr. MICA, Mr. TAYLOR of Mississippi, Mr. PAUL, Ms. KAPTUR, Mr. GOODE, Mr. DEFazio, Mr. MICHAUD, Mr. OWENS, Mr. SERRANO, Mr. GRIJALVA, Ms. KILPATRICK, Ms. WOOLSEY, Mr. HOLDEN, Mr. BOUCHER, Mr. KUCINICH, Mr. STUPAK, Ms. SLAUGHTER, Mr. MCINTYRE, Mr. BROWN of Ohio, Mr. OLVER, Mr. STARK, Mr. PALLONE, Mr. BRADY of Pennsylvania, Ms. CARSON of Indiana, Mr. NADLER, Mr. EVANS, Mr. WEXLER, Mr. GREEN of Texas, Ms. MILLENDER-McDONALD, Ms. CORRINE BROWN of Florida, Ms. NORTON, Mr. LIPINSKI, Mr. PETERSON of Minnesota, Mr. ABERCROMBIE, Mr. KILDEE, Mr. CONYERS, Mr. PAYNE, Ms. SCHAKOWSKY, Mr. GUTIERREZ, Mr. RYAN of Ohio, Mr. MCGOVERN, Mr. BISHOP of Georgia, Mr. STRICKLAND, Mr. WYNN, Mr. TIERNEY, Mr. HASTINGS of Florida, Ms. LEE, Ms. SOLIS, Mr. UDALL of New Mexico, Mr. VISCLOSKEY, and Mr. PASCARELL) introduced the following bill; which was referred to the Committee on Government Reform

A BILL

To prohibit business enterprises that lay-off a greater percentage of their United States workers than workers in other countries from receiving any Federal assistance, and for other purposes.

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

1 **SECTION 1. GENERAL REPORTING REQUIREMENTS FOR**
2 **RECEIPT OF FEDERAL ASSISTANCE BY BUSI-**
3 **NESS ENTERPRISES.**

4 (a) INITIAL REQUIREMENT.—Each Federal depart-
5 ment or agency that provides grants, loans, or loan guar-
6 antees to business enterprises after the date of the enact-
7 ment of this Act shall require that, as condition of receipt
8 of a grant, loan, or loan guarantee, a business enterprise
9 shall provide to the department or agency on an annual
10 basis for the duration of the grant, loan, or loan guarantee
11 the following information:

12 (1) The number of individuals employed by the
13 business enterprise in the United States and its ter-
14 ritories.

15 (2) The number of individuals employed by the
16 business enterprise outside the United States and its
17 territories.

18 (3) A description of the wages and benefits
19 being provided to the employees of the business en-
20 terprise in the United States and its territories.

21 (b) SUBSEQUENT REQUIREMENT.—Beginning 1 year
22 after the date on which a Federal department or agency
23 provides a grant, loan, or loan guarantee to a business
24 enterprise after the date of the enactment of this Act, the
25 department or agency shall require the business enterprise
26 to provide to the department or agency on an annual basis

1 for the duration of the grant, loan, or loan guarantee a
2 written certification that contains the following informa-
3 tion:

4 (1) The percentage of the workforce of the busi-
5 ness enterprise employed in the United States or its
6 territories that has been laid off or induced to resign
7 from the business enterprise during the preceding
8 year.

9 (2) The percentage of the total workforce of the
10 business enterprise that has been laid off or induced
11 to resign from the business enterprise during the
12 preceding year.

13 **SEC. 2. PROHIBITION ON FEDERAL ASSISTANCE TO BUSI-**
14 **NESS ENTERPRISES THAT LAY OFF A GREAT-**
15 **ER PERCENTAGE OF WORKERS IN THE**
16 **UNITED STATES THAN IN OTHER COUNTRIES.**

17 Notwithstanding any other provision of law, if, in a
18 written certification provided to a Federal department or
19 agency by a business enterprise under section 1(b), the
20 percentage described in section 1(b)(1) is greater than the
21 percentage described in section 1(b)(2), then the business
22 enterprise shall be ineligible for further assistance from
23 the department or agency, and shall be ineligible for as-
24 sistance from any other Federal department or agency,
25 unless and until the business enterprise provides to the

1 department or agency involved a new written certification
2 which provides that the percentage of the workforce of the
3 business enterprise employed in the United States or its
4 territories is equal to or greater than such percentage for
5 the year preceding the year for which the written certifi-
6 cation under section 1(b) was provided.

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