

111TH CONGRESS  
1ST SESSION

# H. R. 4379

To amend title 10, United States Code, to require contractors and subcontractors working on military construction projects to comply with licensing requirements for employees working at the project location.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2009

Mr. LANGEVIN introduced the following bill; which was referred to the  
Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to require contractors and subcontractors working on military construction projects to comply with licensing requirements for employees working at the project location.

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. REQUIREMENT FOR CONTRACTORS AND SUB-**  
2 **CONTRACTORS WORKING ON MILITARY CON-**  
3 **STRUCTION PROJECTS TO COMPLY WITH**  
4 **STATE AND LOCAL WORKFORCE LICENSING**  
5 **REQUIREMENTS.**

6 (a) REQUIREMENT.—Subchapter III of chapter 169  
7 of title 10, United States Code, is amended by inserting  
8 after section 2855 the following new section:

9 **“§ 2855a. Application of State and local workforce li-**  
10 **censing requirements to military con-**  
11 **struction projects**

12 “(a) APPLICATION OF REQUIREMENTS.—As a condi-  
13 tion of each contract awarded in connection with a mili-  
14 tary construction project or a military family housing  
15 project, the Secretary concerned shall require the con-  
16 tractor (and any subcontractor of the contractor) to com-  
17 ply with workforce licensing requirements imposed by the  
18 State and other jurisdictions in which the project is con-  
19 ducted for all employees of the contractor and subcontract-  
20 tors who work at the project location.

21 “(b) EXCEPTION.—The Secretary of Defense may  
22 waive the application of subsection (a) to a military con-  
23 struction project or a military family housing project, on  
24 a case-by-case basis, in the interest of national security.

25 “(c) WAIVER OF SOVEREIGN IMMUNITY.—The re-  
26 quirements of this section shall apply notwithstanding any

1 immunity of the Secretary concerned or officers, agents,  
2 or employees of the Department of Defense under any law  
3 or rule of law.

4 “(d) STATE DEFINED.—In this section, the term  
5 ‘State’ means any of the several States, the District of  
6 Columbia, the Commonwealth of Puerto Rico, American  
7 Samoa, the Virgin Islands, the Commonwealth of the  
8 Northern Mariana Islands, or Guam.”.

9 (b) CLERICAL AMENDMENT.—The table of sections  
10 at the beginning of such subchapter is amended by insert-  
11 ing after the item relating to section 2855 the following  
12 new item:

“2855a. Application of State and local workforce licensing requirements to mili-  
tary construction projects.”.

