

112TH CONGRESS
2D SESSION

H. R. 6668

To require the proposal for debarment from contracting with the Federal Government of persons violating the National Labor Relations Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2012

Mr. KUCINICH introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To require the proposal for debarment from contracting with the Federal Government of persons violating the National Labor Relations Act, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Workers Solidarity Act
5 of 2012”.

1 **SEC. 2. REQUIREMENT TO PROPOSE FOR DEBARMENT PER-**
2 **SONS VIOLATING THE NATIONAL LABOR RE-**
3 **LATIONS ACT.**

4 (a) REQUIREMENT TO PROPOSE FOR DEBARMENT.—
5 Any person found by a final decision or order to have en-
6 gaged in an unfair labor practice in violation of section
7 8(a) of the National Labor Relations Act (29 U.S.C.
8 158(a))—

9 (1) shall be proposed for debarment for five
10 years from any contract or grant awarded by the
11 Federal Government within 30 days after a final de-
12 cision or order of such violation; and

13 (2) may not receive a subsidy or loan from the
14 Federal Government for five years.

15 (b) FINAL DECISION OR ORDER.—For purposes of
16 this section, a decision or order becomes final when all
17 appeals of the decision or order have been finally deter-
18 mined, or all time for filing such appeals has expired.

19 (c) SUBCONTRACTOR RESTRICTION.—Not later than
20 180 days after the date of the enactment of this Act, the
21 Federal Acquisition Regulation shall be revised to require
22 that each contract of the Federal Government shall con-
23 tain a clause that requires the contractor to include a
24 clause in any subcontract (at any tier) certifying that the
25 subcontractor has not been found by a final decision or
26 order to have engaged in an unfair labor practice in viola-

1 tion of section 8(a) of the National Labor Relations Act
2 (29 U.S.C. 158(a)).

3 (d) REVISION OF FEDERAL ACQUISITION REGULA-
4 TION.—Not later than 180 days after the date of the en-
5 actment of this Act, the Federal Acquisition Regulation
6 shall be revised to implement the provisions of this section.

7 (e) DEFINITIONS.—In this section:

8 (1) CONTRACT.—The term “contract” means a
9 binding agreement entered into by a Federal agency
10 for the purpose of obtaining property or services.

11 (2) CONTRACTOR.—The term “contractor”
12 means an individual or entity that has been awarded
13 or is seeking to be awarded a contract by the Fed-
14 eral Government.

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