

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.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2009

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

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 subcontrac-
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.”

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