

HR 2731

Occupational Safety and Health Small Employer Access to Justice Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Labor and Employment

Introduced: Jul 15, 2003

Current Status: Pursuant to the provisions of H. Res. 645, H.R. 2731 is laid on the table.

Latest Action: Pursuant to the provisions of H. Res. 645, H.R. 2731 is laid on the table. (May 18, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/2731>

Sponsor

Name: Rep. Norwood, Charles W. [R-GA-9]

Party: Republican • **State:** GA • **Chamber:** House

Cosponsors (23 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Ballenger, Cass [R-NC-10]	R · NC		Sep 24, 2003
Rep. Biggert, Judy [R-IL-13]	R · IL		Sep 24, 2003
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Sep 24, 2003
Rep. Boehner, John A. [R-OH-8]	R · OH		Sep 24, 2003
Rep. Hoekstra, Peter [R-MI-2]	R · MI		Sep 24, 2003
Rep. Isakson, Johnny [R-GA-6]	R · GA		Sep 24, 2003
Rep. Keller, Ric [R-FL-8]	R · FL		Sep 24, 2003
Rep. Kline, John [R-MN-2]	R · MN		Sep 24, 2003
Rep. Schrock, Edward L. [R-VA-2]	R · VA		Sep 24, 2003
Rep. Akin, W. Todd [R-MO-2]	R · MO		Oct 1, 2003
Rep. Chocola, Chris [R-IN-2]	R · IN		Oct 1, 2003
Rep. Musgrave, Marilyn N. [R-CO-4]	R · CO		Oct 1, 2003
Rep. Toomey, Patrick J. [R-PA-15]	R · PA		Oct 1, 2003
Rep. Beauprez, Bob [R-CO-7]	R · CO		Oct 15, 2003
Rep. DeMint, Jim [R-SC-4]	R · SC		Oct 15, 2003
Rep. Sullivan, John [R-OK-1]	R · OK		Oct 28, 2003
Rep. Franks, Trent [R-AZ-2]	R · AZ		Feb 10, 2004
Rep. Johnson, Sam [R-TX-3]	R · TX		Apr 27, 2004
Rep. Wilson, Joe [R-SC-2]	R · SC		Apr 30, 2004
Rep. McKeon, Howard P. "Buck" [R-CA-25]	R · CA		May 4, 2004
Rep. Paul, Ron [R-TX-14]	R · TX		May 4, 2004
Rep. Otter, C. L. (Butch) [R-ID-1]	R · ID		May 5, 2004
Rep. Barrett, J. Gresham [R-SC-3]	R · SC		May 11, 2004

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Aug 13, 2003
Judiciary Committee	House	Discharged From	May 18, 2004

Subjects & Policy Tags

Policy Area:

Labor and Employment

Related Bills

Bill	Relationship	Last Action
108 HR 2728	Related bill	May 20, 2004: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 535.
108 HRES 645	Related bill	May 18, 2004: Motion to reconsider laid on the table Agreed to without objection.

Summary (as of May 18, 2004)

Occupational Safety and Health Small Employer Access to Justice Act of 2004 - Amends the Occupational Safety and Health Act of 1970 (OSH Act) to provide for the award of attorney's fees and costs to certain small employers when they prevail in specified administrative or court proceedings.

Requires such awards to prevailing employers if they had not more than 100 employees and a net worth of not more than \$7 million at the time of: (1) the initiation of the administrative proceedings (in the case of an adversary adjudication); or (2) the filing of the action addressed in the court proceedings (in the case of judicial review of an administrative action).

Provides for such awards without regard to whether the position of the Secretary of Labor or the Federal Government was substantially justified or whether special circumstances make an award unjust.

Actions Timeline

- **May 18, 2004:** Considered under the provisions of rule H. Res. 645. (consideration: CR H3132-3140; text of measure as reported in House: CR H3132-3133)
- **May 18, 2004:** Rule provides for consideration of H.R. 2728, H.R. 2729, H.R. 2730, H.R. 2731 and H.R. 2432.
- **May 18, 2004:** DEBATE - The House proceeded with one hour of debate on H.R. 2731.
- **May 18, 2004:** The previous question was ordered pursuant to the rule. (consideration: CR H3160)
- **May 18, 2004:** POSTPONED PROCEEDINGS - At the conclusion of debate on H.R. 2731, the Chair put the question on adoption of the bill and by voice vote, announced that the ayes had prevailed. Mr. Norwood demanded the yeas and nays and the Chair postponed further proceedings on the question of adoption of the bill until later in the day.
- **May 18, 2004:** Considered as unfinished business. (consideration: CR H3160-3161)
- **May 18, 2004:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 233 - 194 (Roll no. 189).
- **May 18, 2004:** Motion to reconsider laid on the table Agreed to without objection.
- **May 18, 2004:** On passage Passed by the Yeas and Nays: 233 - 194 (Roll no. 189).
- **May 18, 2004:** Pursuant to the provisions of H. Res. 645, H.R. 2731 is laid on the table.
- **May 17, 2004:** Committee on Judiciary discharged.
- **May 17, 2004:** Committee on Judiciary discharged.
- **May 17, 2004:** Placed on the Union Calendar, Calendar No. 284.
- **May 17, 2004:** Rules Committee Resolution H. Res. 645 Reported to House. Rule provides for consideration of H.R. 2728, H.R. 2729, H.R. 2730, H.R. 2731 and H.R. 2432.
- **May 13, 2004:** Reported (Amended) by the Committee on Education and the Workforce. H. Rept. 108-489, Part I.
- **May 13, 2004:** Reported (Amended) by the Committee on Education and the Workforce. H. Rept. 108-489, Part I.
- **May 13, 2004:** Referred sequentially to the House Committee on the Judiciary for a period ending not later than May 17, 2004 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(k), rule X.
- **May 5, 2004:** Committee Consideration and Mark-up Session Held.
- **May 5, 2004:** Ordered to be Reported (Amended) by the Yeas and Nays: 24 - 20.
- **Aug 13, 2003:** Referred to the Subcommittee on Workforce Protections.
- **Jul 15, 2003:** Introduced in House
- **Jul 15, 2003:** Introduced in House
- **Jul 15, 2003:** Sponsor introductory remarks on measure. (CR E1483)
- **Jul 15, 2003:** Referred to the House Committee on Education and the Workforce.