

## HR 1648

Protecting America's Workers Act

**Congress:** 113 (2013–2015, Ended)

**Chamber:** House

**Policy Area:** Labor and Employment

**Introduced:** Apr 18, 2013

**Current Status:** Referred to the Subcommittee on Workforce Protections.

**Latest Action:** Referred to the Subcommittee on Workforce Protections. (Jul 8, 2013)

**Official Text:** <https://www.congress.gov/bill/113th-congress/house-bill/1648>

### Sponsor

**Name:** Rep. Miller, George [D-CA-11]

**Party:** Democratic • **State:** CA • **Chamber:** House

### Cosponsors (16 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Courtney, Joe [D-CT-2]	D · CT		Apr 18, 2013
Rep. DeLauro, Rosa L. [D-CT-3]	D · CT		Apr 18, 2013
Rep. Green, Gene [D-TX-29]	D · TX		Apr 18, 2013
Rep. Holt, Rush [D-NJ-12]	D · NJ		Apr 18, 2013
Rep. Nadler, Jerrold [D-NY-10]	D · NY		Apr 18, 2013
Rep. Payne, Donald M., Jr. [D-NJ-10]	D · NJ		Apr 18, 2013
Rep. Titus, Dina [D-NV-1]	D · NV		Apr 18, 2013
Rep. Garamendi, John [D-CA-3]	D · CA		Apr 26, 2013
Rep. Pocan, Mark [D-WI-2]	D · WI		May 7, 2013
Rep. Takano, Mark [D-CA-41]	D · CA		May 9, 2013
Rep. Johnson, Eddie Bernice [D-TX-30]	D · TX		May 17, 2013
Rep. Richmond, Cedric L. [D-LA-2]	D · LA		Nov 12, 2013
Rep. Waxman, Henry A. [D-CA-33]	D · CA		Nov 12, 2013
Rep. Green, Al [D-TX-9]	D · TX		Feb 3, 2014
Rep. Conyers, John, Jr. [D-MI-13]	D · MI		Feb 10, 2014
Rep. Swalwell, Eric [D-CA-15]	D · CA		Apr 8, 2014

### Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Jul 8, 2013

### Subjects & Policy Tags

**Policy Area:**

Labor and Employment

Related Bills

Bill	Relationship	Last Action
113 S 805	Related bill	<b>Apr 24, 2013:</b> Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
113 S 665	Related bill	<b>Mar 22, 2013:</b> Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

Protecting America's Workers Act - Amends the Occupational Safety and Health Act of 1970 (OSHA) to expand its coverage to federal, state, and local government employees.

Authorizes the Secretary of Labor, under specified conditions, to cede OSHA jurisdiction to another federal agency with respect to certain occupational standards or regulations for such agency's employees. Declares OSHA inapplicable to working conditions covered by the Federal Mine Safety and Health Act of 1977.

Increases protections for whistle blowers under OSHA.

Prescribes requirements relating to: (1) a employer's duty to furnish a place of employment free from recognized hazards causing or likely to cause death or serious physical harm that the employer creates or controls or in which the employer exposes any individual (not just an employer's employee) performing work there; (2) the posting of employee rights; (3) a site-controlling employer's duty to keep a site log for recordable injuries and illnesses of all employees, including employees of the site-controlling employer or others (including independent contractors) performing work there; (4) employer reporting of employee work-related deaths or hospitalizations, (5) a prohibition against employers adopting or implementing policies or practices that discourage or discriminate against employee reporting of work-related injuries or illnesses; (6) a prohibition against the loss of wages or employee benefits due to an employee participating in a workplace inspection; (7) investigations of incidents resulting in death or the hospitalization of two or more employees which occur in a place of employment; and (8) a prohibition against the issuing, modifying, or settling of unclassified citations for occupational health and safety standard violations.

Continues requirements relating to: (1) the rights of an employee (including a former employee or family member in lieu of an employee) who has sustained a work-related injury or illness that is the subject of an inspection or investigation; (2) an employer's right to contest citations and penalties; and (3) periods permitted for an employer to correct serious, willful, or repeated violations pending an employer's contest to a citation and procedures for stays of the time period for abatement of those violations.

Increases civil and criminal penalties for certain OSHA violators.

States that pre-final order interest on any penalties owed shall begin to accrue on the date a party contests a citation, at an interest rate calculated at the current underpayment rate.

Prescribes requirements for the Secretary's evaluation of state occupational safety and health plans as well as workplace health hazard evaluations by the National Institute for Occupational Safety and Health (NIOSH).

Revises requirements for state plans for the development and enforcement of state occupational safety and health standards in lieu of applicable federal occupational safety and health standards. Requires the Secretary to approve plans that provide for state consideration of repeated occupational safety and health violations committed by an employer within the state as well as those committed under other occupational safety and health plans in states where the Secretary has jurisdiction.

Requires a state that has an approved plan for the development and enforcement of occupational safety and health standards to amend its plan to conform to the requirements of this Act within 12 months after enactment of this Act.

## Actions Timeline

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- **Jul 8, 2013:** Referred to the Subcommittee on Workforce Protections.
- **Apr 18, 2013:** Introduced in House
- **Apr 18, 2013:** Referred to the House Committee on Education and the Workforce.