

107TH CONGRESS
1ST SESSION

H. R. 2282

To amend title 9 of the United States Code to exclude all employment contracts from the arbitration provisions of chapter 1 of such title; and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2001

Mr. KUCINICH (for himself, Mr. FRANK, Mr. CONYERS, Mr. NADLER, Ms. WATERS, Ms. LEE, Ms. MCKINNEY, Mr. OWENS, Mr. SANDERS, Mr. DEFAZIO, Mr. GEORGE MILLER of California, Mr. DAVIS of Illinois, Ms. SOLIS, Ms. CARSON of Indiana, Mr. OLVER, Mr. STARK, Mr. LEWIS of Georgia, Mr. JACKSON of Illinois, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. WAXMAN, Ms. NORTON, Mr. ABERCROMBIE, Mr. HILLIARD, Mr. CLAY, Mr. FILNER, Mr. MCGOVERN, Mr. HINCHEY, Ms. KAPTUR, Mr. BROWN of Ohio, Ms. PELOSI, Mr. EVANS, Ms. VELÁZQUEZ, Ms. BROWN of Florida, Mr. ANDREWS, Mr. MARKEY, and Ms. ROYBAL-ALLARD) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title 9 of the United States Code to exclude all employment contracts from the arbitration provisions of chapter 1 of such title; 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Preservation of Civil
3 Rights Protections Act of 2001”.

4 **SEC. 2. AMENDMENT TO FEDERAL ARBITRATION ACT.**

5 Section 1 of title 9, United States Code, is amended
6 by striking “of seamen” and all that follows through
7 “commerce”.

8 **SEC. 3. UNENFORCEABILITY OF ARBITRATION CLAUSES IN**
9 **EMPLOYMENT CONTRACTS.**

10 (a) PROTECTION OF EMPLOYEE RIGHTS.—Notwith-
11 standing any other provision of law, any clause of any
12 agreement between an employer and an employee that re-
13 quires arbitration of a claim arising under the Constitu-
14 tion or laws of the United States shall not be enforceable.

15 (b) EXCEPTIONS.—

16 (1) WAIVER OR CONSENT AFTER CLAIM
17 ARISES.—Subsection (a) shall not apply with respect
18 to any claim if, after such claim arises, the parties
19 involved voluntarily consent to submit such claim to
20 arbitration.

21 (2) COLLECTIVE BARGAINING AGREEMENTS.—
22 Subsection (a) shall not preclude an employee or
23 union from enforcing any of the rights or terms of
24 a valid collective bargaining agreement.

1 **SEC. 4. APPLICATION OF AMENDMENTS.**

2 This Act and the amendment made by section 2 shall
3 apply with respect to all employment contracts in force
4 before, on, or after the date of the enactment of this Act.

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