

108TH CONGRESS
2D SESSION

H. R. 4708

To allow workers certified to receive trade adjustment assistance under the Trade Act of 1974 who are rehired by the same employer to continue to receive such assistance if they are subsequently unable to work because of a lock-out in the course of a labor dispute.

IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 2004

Mr. RYAN of Ohio introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To allow workers certified to receive trade adjustment assistance under the Trade Act of 1974 who are rehired by the same employer to continue to receive such assistance if they are subsequently unable to work because of a lock-out in the course of a labor dispute.

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. CONTINUATION OF TRADE ADJUSTMENT AS-**
4 **SISTANCE FOR CERTAIN WORKERS IN-**
5 **INVOLVED IN LABOR DISPUTES.**

6 Section 233 of the Trade Act of 1974 (19 U.S.C.
7 2293) is amended by adding at the end the following:

1 “(h) SPECIAL RULE FOR CERTAIN EMPLOYEES.—In
2 any case in which an adversely affected worker covered
3 by a certification under subchapter A—

4 “(1) is separated from employment from the
5 firm whose workers are covered by the certification,

6 “(2) is eligible to receive a trade adjustment al-
7 lowance under this chapter by reason of such sepa-
8 ration,

9 “(3) is thereafter recalled to work by the firm,

10 “(4) is subsequently denied employment with
11 the firm because of a lockout by the firm in the
12 course of a labor dispute, and

13 “(5) would, but for having been recalled to
14 work with the firm, be entitled to receive such trade
15 adjustment allowance,

16 such worker is eligible to receive such trade adjustment
17 allowance, during the period covered by the certification,
18 for each week during which the lockout continues, and the
19 Secretary shall issue a waiver under section 231(c) to the
20 worker, for a period of 6 months, of the requirement to
21 be enrolled in training.”.

22 **SEC. 2. EFFECTIVE DATE.**

23 The amendment made by section 1 applies to any ad-
24 versely affected worker who is covered by a certification
25 under subchapter A of chapter 2 of title II of the Trade

1 Act of 1974 that is made before, on, or after the date
2 of the enactment of this Act.

○