

112TH CONGRESS
1ST SESSION

H. R. 2118

To amend the National Labor Relations Act relating to the authority to enjoin State laws that are preempted by or conflict with such Act.

IN THE HOUSE OF REPRESENTATIVES

JUNE 3, 2011

Mr. CHAFFETZ (for himself, Mr. GOWDY, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the National Labor Relations Act relating to the authority to enjoin State laws that are preempted by or conflict with such Act.

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. RESTRICTION ON LITIGATION AUTHORITY.**

4 Section 10 of the National Labor Relations Act (29
5 U.S.C. 160) is amended by adding at the end the fol-
6 lowing:

7 “(n) The Board shall have no authority to enjoin or
8 otherwise restrain the application or enforcement of any
9 provision of a law of a State or political subdivision of

1 a State on the grounds that such provision of law is pre-
2 empted by or conflicts with any provision of this Act. The
3 Board may refer its determination regarding such a law
4 to the Attorney General who may institute an action de-
5 scribed in the previous sentence under appropriate legal
6 authority.”.

○