

116TH CONGRESS 1ST SESSION

S. 1843

To amend the Securities Exchange Act of 1934 to require the disclosure of the total number of domestic and foreign employees of certain public companies, and for other purposes.

IN THE SENATE OF THE UNITED STATES

June 13, 2019

Mr. Peters (for himself, Mr. Reed, Mr. Brown, Mrs. Feinstein, and Ms. Stabenow) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To amend the Securities Exchange Act of 1934 to require the disclosure of the total number of domestic and foreign employees of certain public companies, 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,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as the "Outsourcing Account-
- 5 ability Act of 2019".

1	SEC. 2. REQUIRED DISCLOSURE OF NUMBER OF DOMESTIC
2	AND FOREIGN EMPLOYEES.
3	Section 13 of the Securities Exchange Act of 1934
4	(15 U.S.C. 78m) is amended by adding at the end the
5	following:
6	"(s) Disclosure of Number of Domestic and
7	FOREIGN EMPLOYEES.—
8	"(1) Definition.—In this subsection, the term
9	'covered subsidiary' means, with respect to an issuer,
10	any subsidiary of the issuer that is—
11	"(A) a consolidated subsidiary; or
12	"(B) a subsidiary with respect to which the
13	issuer accounts for the investment of the issuer
14	by using the equity method of accounting.
15	"(2) Requirement.—Except as provided in
16	paragraph (3), beginning in the first full fiscal year
17	that begins after the date of enactment of this sub-
18	section, each issuer that is required to file a report
19	with the Commission under subsection (a) shall dis-
20	close annually to the Commission and to share-
21	holders of the issuer—
22	"(A) the total number of employees of the
23	issuer and covered subsidiaries with respect to
24	the issuer who are domiciled in the United
25	States, listed by number in each State;

1	"(B) the total number of employees of the
2	issuer who physically work in and are domiciled
3	in any country other than the United States
4	listed by number in each country;
5	"(C) the total number of employees of cov
6	ered subsidiaries with respect to the issuer who
7	physically work in and are domiciled in any
8	country other than the United States, listed by
9	the number of employees at each such covered
10	subsidiary in each such country; and
11	"(D) as compared with the previous re
12	porting year, the percentage amount by which
13	the numbers described in subparagraphs (A)
14	(B), and (C) increased or decreased with re
15	spect to the applicable number.
16	"(3) Exemption for emerging growth com
17	PANIES.—An emerging growth company shall not be
18	subject to paragraph (2).
19	"(4) Rules.—The Commission may promul
20	gate such rules as the Commission considers nec
21	essary to implement the requirement under para

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graph (2).".