

118TH CONGRESS
2D SESSION

S. 4823

To amend the National Labor Relations Act to adjust the dollar thresholds for National Labor Relations Board jurisdiction over certain labor disputes, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 29, 2024

Mr. MULLIN (for himself, Mrs. BRITT, Mr. LANKFORD, and Mrs. BLACKBURN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the National Labor Relations Act to adjust the dollar thresholds for National Labor Relations Board jurisdiction over certain labor disputes, 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 “Small Businesses be-
5 fore Bureaucrats Act”.

1 **SEC. 2. INCREASE OF DOLLAR THRESHOLD FOR NATIONAL**
2 **LABOR RELATIONS BOARD JURISDICTION**
3 **OVER CERTAIN LABOR DISPUTES.**

4 (a) IN GENERAL.—Section 14(c) of the National
5 Labor Relations Act (29 U.S.C. 164(c)) is amended—

6 (1) in paragraph (1), by striking “That the”
7 and inserting “That, except as provided in para-
8 graph (2), the”;

9 (2) by redesignating paragraph (2) as para-
10 graph (3); and

11 (3) by inserting after paragraph (1) the fol-
12 lowing:

13 “(2) In establishing by rule under paragraph (1) any
14 dollar threshold with respect to a class or category of em-
15 ployers for the purposes of declining to assert jurisdiction
16 over certain labor disputes involving such class or category
17 of employers, the Board shall establish such dollar thresh-
18 old at an amount—

19 “(A) for calendar year 2024, equal to the prod-
20 uct of—

21 “(i) the dollar threshold applicable to such
22 class or category as of the day prior to the date
23 of enactment of this paragraph, multiplied by

24 “(ii) ten; and

25 “(B) for any calendar year after 2024, equal to
26 the product of—

1 “(i) the dollar threshold applicable to such
 2 class or category for calendar year 2024 (after
 3 the date of enactment of this paragraph), multi-
 4 plied by

5 “(ii) the quotient obtained by dividing—

6 “(I) the Personal Consumption Ex-
 7 penditure Per Capita Index (as published
 8 by the Bureau of Economic Analysis) with
 9 respect to such calendar year after 2024;
 10 by

11 “(II) the Personal Consumption Ex-
 12 penditure Per Capita Index with respect to
 13 calendar year 2024.”.

14 (b) PERSONAL CONSUMPTION EXPENDITURE PER
 15 CAPITA INDEX.—The Director of the Bureau of Economic
 16 Analysis of the Department of Commerce shall prepare
 17 and annually publish an index reflecting expenditures for
 18 personal consumption by individuals in the United States
 19 on a per capita basis for the preceding year, beginning
 20 in calendar year 2025, and such index shall be known as
 21 the “Personal Consumption Expenditure Per Capita
 22 Index”.

23 (c) EFFECTIVE DATE.—The amendments made by
 24 this section shall apply to any decision of the National
 25 Labor Relations Board relating to the assertion of its ju-

- 1 jurisdiction over a labor dispute made after the date of en-
- 2 actment of this section.

