



NATIONAL LEGISLATIVE UPDATE



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Four Major Issues

- Washington Update – What is happening now.
- Pro Act – Still a valid concern.
- Privacy Act – 30+ bills all timed for next year.
- Other issues
 - Privacy Shield
 - Open Courts Act



\$1 Trillion Infrastructure Plan

- ROADS AND BRIDGES = \$110 billion.
- PUBLIC TRANSIT = \$39 billion.
- PASSENGER AND FREIGHT RAIL = \$66 billion.
- ELECTRIC VEHICLES = \$7.5 billion on stations = \$5 billion on hybrids
- ELECTRIC GRID = \$65 billion.
- INTERNET ACCESS = \$65 billion.
- AIRPORTS = \$25 billion.
- WATER AND WASTEWATER = \$55 billion.



Build Back Better – Reconciliation Bill

- \$3.5 Trillion now down to \$1.5 Trillion.
- Social Program Bill. Will be a tax and spend bill.
- Most disastrous element for us?
 - The Pro Act.
 - And, ???????????????

The PRO Act

The Protecting the Right to Organize
Act.

H.R.842 - Protecting the Right to
Organize Act of 2021.

S.420 - Now in Senate Committee
on Health, Education, Labor and
Pensions.

The bill would
amend the
National Labor
Relations Act
to define an
employee as
ABC:

An individual performing any service shall be considered an employee and **NOT** an independent contractor, unless—

(A) the individual is free from control and direction in connection with the performance of the service, both under the contract for the performance of service and in fact;

(B) the service is performed outside the usual course of the business of the employer; and

(C) the individual is customarily engaged in an independently established trade, occupation, profession, or business of the same nature as that involved in the service performed.

Where are we at?

How many votes are needed? 60 or 50+1?

- Reconciliation
- Parliamentarian
- Filibuster

Where is President?

What about DOL?

- Rule Making Procedures
- Exemptions?



Federal Privacy Bill

- GDPR – Europe’s framework regarding Data Privacy.
- CCPA – Mimics GDPR but, on a limited scale.
- NY, TX, VA – Currently state proposals on state, CCPA like, privacy bills.
- VA has passed its bill!



Open Courts Act

- HR 8235 – Passed House.
- S.4988 – Introduced by Sen Portman and Wyden
- Bipartisan effort to:
 1. Eliminate or Reduce PACER fees.
 2. Potential for some additional identification information.



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