



Congress of the United States
House of Representatives
Washington, DC 20515-3605

March 8, 2022

The Honorable Joseph R. Biden Jr.
The White House
1600 Pennsylvania Avenue
Washington, DC 20500

Dear President Biden:

We write to express our strong opposition to your administration's efforts to encourage and require project labor agreements (PLAs) on federal and federally assisted construction contracts funded by taxpayers. Executive Order 14063, which requires PLAs on federal construction contracts exceeding \$35 million, will undermine taxpayer investment in public works projects financed by the American Rescue Plan Act, the Infrastructure Investments and Jobs Act, and other recent infrastructure legislation passed by Congress. None of these laws included language requiring or encouraging the use of PLAs.

Currently, 87.4% of the U.S. construction workforce does not belong to a union. Mandating PLAs will prevent qualified contractors from fairly competing for contracts on taxpayer-funded projects. These mandates will also deny critical construction jobs to local workers and small businesses. The Fair and Open Competition Act (FOCA, H.R. 1284) would guarantee the best value for hardworking taxpayers through a fair and open bidding process for federal construction projects. Notably, FOCA prevents federal mandates for PLAs, but also ensures federal agencies can still award contracts to businesses that voluntarily enter into a PLA.

Twenty-four states have enacted similar measures that ensure accountability, oversight, and a fact-based decision-making process. These laws lead to better investment in local infrastructure and the creation of more construction industry jobs—a vital part of economic recovery. These state laws curb waste and favoritism in the procurement of construction projects and ensure responsible management of taxpayer dollars. Further, they allow markets to determine the appropriateness of a PLA, not the federal government.

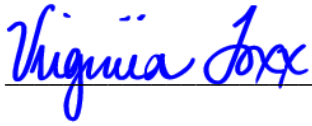
Your administration should be designing policies that support job growth for all qualified contractors, not attaching strings to infrastructure funding that create discriminatory barriers to recovery. For the sake of small businesses, workers, and taxpayers, we request that you immediately withdraw this harmful guidance. We appreciate your thoughtful consideration of our request to protect all American workers.

Sincerely,

Ted Budd
Member of Congress

James Comer
Member of Congress

Patrick McHenry
Member of Congress



Virginia Foxx
Member of Congress



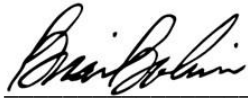
Scott Perry
Member of Congress



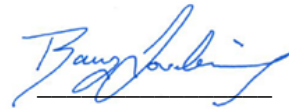
Adrian Smith
Member of Congress



Ashley Hinson
Member of Congress



Brian Babin, D.D.S.
Member of Congress



Barry Loudermilk
Member of Congress




Ben Cline
Member of Congress



Andy Biggs
Member of Congress



John Moolenaar
Member of Congress



Bob Gibbs
Member of Congress



Ken Buck
Member of Congress



Byron Donalds
Member of Congress



Ken Calvert
Member of Congress



Kat Cammack
Member of Congress



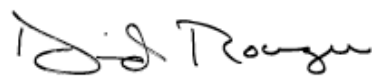
Madison Cawthorn
Member of Congress



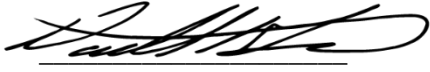
Scott Fitzgerald
Member of Congress



Paul A. Gosar, D.D.S.
Member of Congress



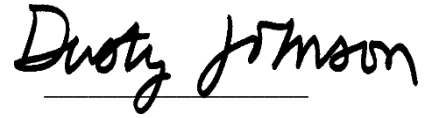
David Rouzer
Member of Congress



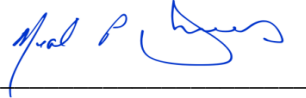
Darrell Issa
Member of Congress



Mariannette Miller-Meeks, M.D.
Member of Congress



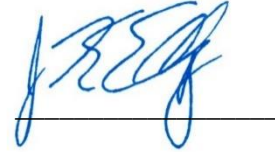
Dusty Johnson
Member of Congress



Neal P. Dunn, M.D.
Member of Congress



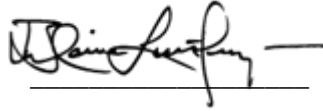
Young Kim
Member of Congress



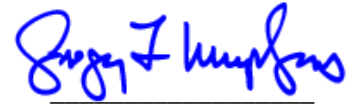
Jake Ellzey
Member of Congress



Bob Good
Member of Congress



Blaine Luetkemeyer
Member of Congress



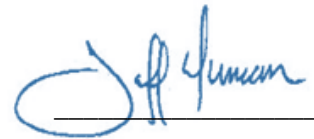
Gregory F. Murphy, M.D.
Member of Congress



Glenn Grothman
Member of Congress



W. Gregory Steube
Member of Congress



Jeff Duncan
Member of Congress



Jerry L. Carl
Member of Congress



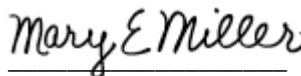
Debbie Lesko
Member of Congress



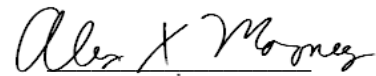
Julia Letlow
Member of Congress



Louie Gohmert
Member of Congress



Mary E. Miller
Member of Congress



Alex X. Mooney
Member of Congress



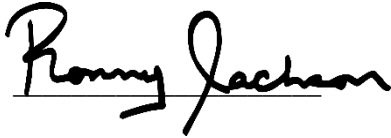
John R. Carter
Member of Congress



French Hill
Member of Congress



Eric A. "Rick" Crawford
Member of Congress



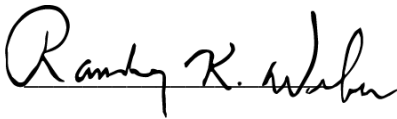
Ronny L. Jackson
Member of Congress



Robert J. Wittman
Member of Congress



Ralph Norman
Member of Congress



Randy K. Weber
Member of Congress



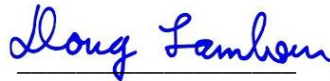
Steve Womack
Member of Congress



Fred Keller
Member of Congress



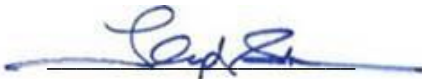
Andy Harris, M.D.
Member of Congress



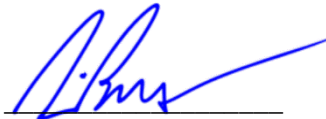
Doug Lamborn
Member of Congress



Jake LaTurner
Member of Congress



Lloyd Smucker
Member of Congress



Tim Burchett
Member of Congress



Tracey Mann
Member of Congress



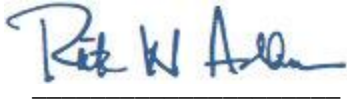
Rodger Williams
Member of Congress



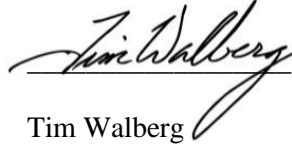
Tom McClintock
Member of Congress



Burgess Owens
Member of Congress

Handwritten signature of Rick W. Allen in blue ink, underlined.

Rick W. Allen
Member of Congress

Handwritten signature of Tim Walberg in blue ink, underlined.

Tim Walberg
Member of Congress