

MONTHLY LEGISLATIVE REPORT

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MEMBERS-ONLY REPORT
FEDERAL LEGISLATIVE/REGULATORY
REPORT
SEPTEMBER 2019

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Federal Legislative Report - September 2019

Last Updated: October 04, 2019

Executive Summary

While investigations and impeachment talk seem to be taking all of the oxygen, some business does manage to get done. With Congress back in session, bills once again are being filed and are moving.

H.R. 4469 would allow savings plans designated for college to be used for career and technical training programs as well. This falls in line with our general support for any legislation that will provide funding mechanisms for alternatives to traditional college education for the many students who want to choose other career paths.

H.R. 2474 would expand union control within the National Labor Relations Act and among many provisions it would expand "joint employer" definition to include two or more employers who co-determine control over an employee and includes instructions for courts or the NLRB to consider direct and INDIRECT control over an employee's terms and conditions of employment. This bill also expands the definition of employee to call into question the definition of independent contractors. It was reported out of committee with mark ups on September 25, 2019.

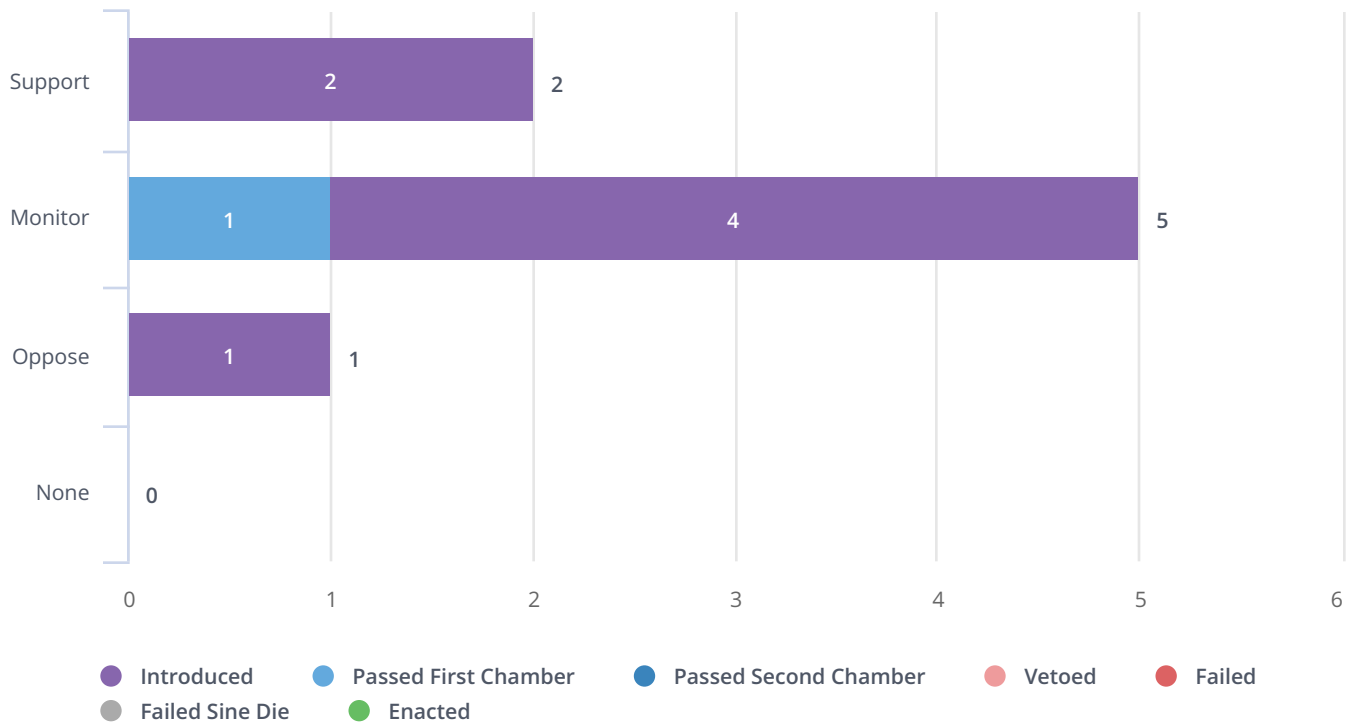
H.R. 4465 was introduced on September 24, 2019 and would allow local educational agencies to use certain grant funds provided through the Student Support and Academic Enrichment Program for school security measures.

H.R. 4238 was introduced on September 6, 2019 and it would allow a tax credit for employers who provide apprenticeship training for employees up to \$1,500 based on age of the employee.

Federal Regulations

The Labor Department issued a final rule on September 27, 2019 that raises the exemption from overtime for executive, administrative and professional (EAP) employees from \$23,600 to \$35,568. The recently finalized rule maintains the long-standing overtime eligibility rules and it raises the salary threshold by using the same methodology that was used when the previous threshold was established in 2004.

Bills by Last Status and Position



Bills by Issue

Fire/Life Safety Detection (1)

State	Bill Number	Last Action	Status	Position	Priority
US	HR 1618	Received In The Senate And Read Twice And Referred To The Committee On Commerce Science And Transportation 2019 09 18	In Senate	Monitor	Medium

Title
Nicholas and Zachary Burt Carbon Monoxide Poisoning Prevention Act of 2019

Bill Summary: Last edited by Chris Heaton at Mar 8, 2019, 7:19 PM
No text available but title suggests this bill provides some incentive for states to enact laws requiring carbon monoxide detectors in residential dwellings.

School Security (2)

State	Bill Number	Last Action	Status	Position	Priority
US	HR 4465	Referred To The House Committee On Education And Labor 2019 09 24	In House	Support	Medium

Title
Enhance School Safety Act

Bill Summary: Last edited by Chris Heaton at Oct 3, 2019, 10:15 PM
This bill would allow local educational agencies to use certain grant funds provided through the Student Support and Academic Enrichment Program for school security measures.

State	Bill Number	Last Action	Status	Position	Priority
US	S 2530	Read Twice And Referred To The Committee On Homeland Security And Governmental Affairs 2019 09 23	In Senate	Monitor	Low

Title
School Safety Clearinghouse Act

Bill Summary: Last edited by Chris Heaton at Sep 25, 2019, 9:34 PM
No text available.

Taxation (1)

State	Bill Number	Last Action	Status	Position	Priority
US	HR 4238	Referred To The House Committee On Ways And Means 2019 09 06	In House	Monitor	Medium

Title
Leveraging and Energizing America's Apprenticeship Programs Act

Bill Summary: Last edited by Chris Heaton at Oct 3, 2019, 10:22 PM
This bill would allow a tax credit for employers who provide apprenticeship training for employees up to \$1,500 based on age of the employee.

Technology/Internet (1)

State	Bill Number	Last Action	Status	Position	Priority
US	S 734	Committee On Homeland Security And Governmental Affairs Reported By Senator Johnson With An Amendment In The Nature Of A Substitute With Written Report No 116 112 2019 09 23	In Senate	Monitor	Low

Title
Internet of Things Cybersecurity Improvement Act of 2019

Bill Summary: Last edited by Chris Heaton at Jul 9, 2019, 2:54 PM
This bill would require the National Institute of Standards and Technology (NIST) to develop standards for use of covered devices by the federal government. The bill would also create reporting requirements that document vulnerabilities of IoT devices and require updates to guidelines that mitigate the vulnerabilities. Companion to HR 1668.

Workforce Development/CTE (2)

State	Bill Number	Last Action	Status	Position	Priority
US	HR 4371	Introduced In House 2019 09 18	In House	Monitor	Medium

Title
Strengthen CTE in Higher Education Act

Bill Summary: Last edited by Chris Heaton at Sep 25, 2019, 9:25 PM
This bill would provide \$181 million for the next five (5) years for combining career and technical education with higher education curriculum.

State	Bill Number	Last Action	Status	Position	Priority
US	HR 4469	Sponsor Introductory Remarks On Measure Cr H 8075 2019 09 27	In House	Support	Medium
Title American Workforce Empowerment Act			Bill Summary: Last edited by Chris Heaton at Oct 3, 2019, 10:06 PM This bill would allow savings plans designated for college to be used for career and technical training programs as well.		

Apprentice or Labor (2)

State	Bill Number	Last Action	Status	Position	Priority
US	HR 2474	Committee Consideration And Mark Up Session Held 2019 09 25	In House	Oppose	High
Title Protecting the Right to Organize Act of 2019			Bill Summary: Last edited by Chris Heaton at Jun 14, 2019, 12:22 AM House companion to S. 1306. This bill would expand union control within the National Labor Relations Act and among many provisions it would expand "joint employer" definition to include two or more employers who codetermine control over an employee and includes instructions for courts or the NLRB to consider direct and INDIRECT control over an employees terms and conditions of employment. This bill also expands the definition of employee to call into question the definition of independent contractors.		

State	Bill Number	Last Action	Status	Position	Priority
US	HR 4238	Referred To The House Committee On Ways And Means 2019 09 06	In House	Monitor	Medium
Title Leveraging and Energizing America's Apprenticeship Programs Act			Bill Summary: Last edited by Chris Heaton at Oct 3, 2019, 10:22 PM This bill would allow a tax credit for employers who provide apprenticeship training for employees up to \$1,500 based on age of the employee.		

Federal Regulatory Report

Oct 04, 2019

Employer Liability

Total Fed Reg Dockets Exported from Issue : 1/2

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
1	WHD-2019-0001-59358	WHD-2019-0001	WHD	Sep 27, 2019	--	Supporting & Related Material
Issues						
Labels						
Title AppendixA_AppendixB_190927						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
2	2019-20353	WHD-2019-0001	DOL, WHD	Sep 27, 2019	--	Final Rule
Issues Employer Liability						
Labels						
Title Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales and Computer Employees						
Description The Department of Labor is updating and revising the regulations issued under the Fair Labor Standards Act implementing the exemptions from minimum wage and overtime pay requirements for executive, administrative, professional, outside sales, and computer employees.						
Regulation Summary This rule will raise the overtime exemption threshold for executive, administrative and professional (EAP) employees from \$23,600 to \$35,568, effective January 1, 2020.						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
3	WHD-2019-0001-1150	WHD-2019-0001	WHD	Apr 16, 2019	--	Supporting & Related Material
Issues						
Labels						
Title ex parte notice 541 NPRM SBA Advocacy Roundtable 04112019						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
4	WHD-2019-0001-1151	WHD-2019-0001	WHD	Apr 16, 2019	--	Supporting & Related Material
Issues						
Labels						
Title ex parte notice 541 NPRM Senate HELP 032919						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
5	WHD-2019-0001-0034	WHD-2019-0001	WHD	Mar 27, 2019	--	Supporting & Related Material
Issues						
Labels						
Title ex parte notice 541 NPRM House Ed Labor Staff 20190318						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
6	WHD-2019-0001-0004	WHD-2019-0001	WHD	Mar 22, 2019	--	Supporting & Related Material
Issues						
Labels						
Title 1958 kantor report						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
7	WHD-2019-0001-0002	WHD-2019-0001	WHD	Mar 22, 2019	--	Supporting & Related Material
Issues						
Labels						
Title AppendixA_AppendixB_190322						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
8	WHD-2019-0001-0003	WHD-2019-0001	WHD	Mar 22, 2019	--	Supporting & Related Material
Issues						
Labels						
Title 1940 Stein Report - complete						
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
9	WHD-2019-0001-0005	WHD-2019-0001	WHD	Mar 22, 2019	--	Supporting & Related Material
Issues						
Labels						
Title		1949 weiss report cover to 33				
Description						
Regulation Summary						

#	Document #	Docket ID	Agencies	Publication Date	Comment Deadline	Type
10	2019-04514	WHD-2019-0001	DOL, WHD	Mar 22, 2019	May 21, 2019	Proposed Rule
Issues						
Labels						
Title		Defining and Delimiting the Exemptions for Executive, Administrative, Professional, Outside Sales and Computer Employees				
Description		Using a longstanding and commonsense methodology and based on broad-based input, the Department of Labor (Department) proposes to update and revise the regulations issued under the Fair Labor Standards Act (FLSA or Act) implementing the exemption from minimum wage and overtime pay requirements for executive, administrative, professional, outside sales, and computer employees.				
Regulation Summary						