

**H.R. 1209, FOCA Act of 2023**

As ordered reported by the House Committee on Oversight and Accountability on July 12, 2023

By Fiscal Year, Millions of Dollars	2023	2023-2028	2023-2033
Direct Spending (Outlays)	0	*	*
Revenues	0	0	0
Increase or Decrease (-) in the Deficit	0	*	*
Spending Subject to Appropriation (Outlays)	0	*	not estimated
Increases <i>net direct spending</i> in any of the four consecutive 10-year periods beginning in 2034?	No	Statutory pay-as-you-go procedures apply?	Yes
		<b>Mandate Effects</b>	
Increases <i>on-budget deficits</i> in any of the four consecutive 10-year periods beginning in 2034?	No	Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No
* = between -\$500,00 and \$500,000.			

H.R. 1209 would prohibit federal agencies working on construction projects from either requiring or prohibiting the use of project labor agreements (PLAs) except in specific circumstances. On February 4, 2022, Executive Order 14063 required all federal agencies to use PLAs on construction projects of \$35 million or more. A PLA is a collective bargaining agreement that applies to a specific project and is effective for the duration of that project. Under those agreements, which typically include provisions regarding wages and fringe benefits and procedures for resolving labor disputes, workers generally agree not to strike, and contractors agree not to lock out workers. H.R. 1209 would allow contractors and unions working on construction projects that involve the expenditure of federal funds to voluntarily negotiate and execute a PLA.

Because of the size of construction projects involved, any significant change to the process could have a significant effect on their costs. CBO does not have enough information from federal sources or union and nonunion contractors to determine whether the use of PLAs under current law results in any significant costs or savings to the federal government. Moreover, because CBO expects that implementing H.R. 1209 would not significantly change the contracting process or the use of PLAs, CBO estimates that implementing the bill would not have a significant effect on the federal budget.

See also

[CBO's Cost Estimates Explained](#), [CBO Describes Its Cost-Estimating Process](#), [Glossary](#)



Enacting H.R. 1209 could affect direct spending by some agencies that are allowed to use fees, receipts from the sale of goods, and other collections to cover operating costs. CBO estimates that any net changes in direct spending by those agencies would be negligible because most of them can adjust amounts collected to reflect changes in operating costs.

The CBO staff contact for this estimate is Matthew Pickford. The estimate was reviewed by Christina Hawley Anthony, Deputy Director of Budget Analysis.

A handwritten signature in black ink, appearing to read "Phillip L. Swagel".

Phillip L. Swagel  
Director, Congressional Budget Office