

MOTION TO RECOMMIT
OFFERED BY MR. BOEHNER OF OHIO

Mr. Boehner of Ohio moves to recommit the bill, H.R. 1388, to the Committee on Education and Labor with instructions to report the bill back to the House forthwith with the following amendments:

Strike section 1304 of the bill and insert the following:

1 **SEC. 1304. PROHIBITED ACTIVITIES AND INELIGIBLE ORGA-**
2 **NIZATIONS.**

3 Section 125 (42 U.S.C. 12575) is amended to read
4 as follows:

5 **“SEC. 125. PROHIBITED ACTIVITIES AND INELIGIBLE ORGA-**
6 **NIZATIONS.**

7 “(a) PROHIBITED ACTIVITIES.—A participant in an
8 approved national service position under this subtitle may
9 not engage in the following activities:

10 “(1) Attempting to influence legislation.

11 “(2) Organizing or engaging in protests, peti-
12 tions, boycotts, or strikes.

13 “(3) Assisting, promoting, or deterring union
14 organizing.

1 “(4) Impairing existing contracts for services or
2 collective bargaining agreements.

3 “(5) Engaging in partisan political activities, or
4 other activities designed to influence the outcome of
5 an election to any public office.

6 “(6) Participating in, or endorsing, events or
7 activities that are likely to include advocacy for or
8 against political parties, political platforms, political
9 candidates, proposed legislation, or elected officials.

10 “(7) Engaging in religious instruction, con-
11 ducting worship services, providing instruction as
12 part of a program that includes mandatory religious
13 instruction or worship, constructing or operating fa-
14 cilities devoted to religious instruction or worship,
15 maintaining facilities primarily or inherently devoted
16 to religious instruction or worship, or engaging in
17 any form of religious proselytization.

18 “(8) Providing a direct benefit to—

19 “(A) a business organized for profit;

20 “(B) a labor organization;

21 “(C) a partisan political organization;

22 “(D) a nonprofit organization that fails to
23 comply with the restrictions contained in sec-
24 tion 501(e)(3) of the Internal Revenue Code of
25 1986 except that nothing in this section shall

1 be construed to prevent participants from en-
2 gaging in advocacy activities undertaken at
3 their own initiative; and

4 “(E) an organization engaged in the reli-
5 gious activities described in paragraph (7), un-
6 less Corporation assistance is not used to sup-
7 port those religious activities.

8 “(9) Conducting a voter registration drive or
9 using Corporation funds to conduct a voter registra-
10 tion drive.

11 “(10) Such other activities as the Corporation
12 may prohibit.

13 “(b) INELIGIBLE ORGANIZATIONS.—No assistance
14 provided under this subtitle may be provided to the fol-
15 lowing types of organizations (including the participation
16 of a participant in an approved national service position
17 under this subtitle in activities conducted by such organi-
18 zations) or to organizations that are co-located on the
19 same premises as the following organizations:

20 “(1) Organizations that provide or promote
21 abortion services, including referral for such serv-
22 ices.

23 “(2) For-profit organizations, political parties,
24 labor organizations, or organizations engaged in po-
25 litical or legislative advocacy.

1 “(3) Organizations that have been indicted for
2 voter fraud.

3 “(c) NONDISPLACEMENT OF EMPLOYED WORKERS
4 OR OTHER VOLUNTEERS.—A participant in an approved
5 national service position under this subtitle may not per-
6 form any services or duties or engage in activities which—
7 “(1) would otherwise be performed by an em-
8 ployed worker as part of his or her assigned duties
9 as an employee or by another volunteer who is not
10 a participant in an approved national service posi-
11 tion; or

12 “(2) will supplant the hiring of employed work-
13 ers or work of such other volunteers.”.

Amend the table of contents in section 1(b) by strik-
ing the item relating to section 1304 and inserting the
following:

Sec. 1304. Prohibited activities and ineligible organizations.

Amend the table of contents of the National and
Community Service Act of 1990 (as proposed to be
amended by section 4101 of the bill) by striking the item
relating to section 125 and inserting the following:

“Sec. 125. Prohibited activities and ineligible organizations.”.

