AMENDMENT NO._________ Calendar No.______

Purpose: In the nature of a substitute.


S. 1153

To require the Secretary of Commerce to establish the National Manufacturing Advisory Council within the Department of Commerce, and for other purposes.

Referred to the Committee on ________________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. Peters

Viz:

1 Strike all after the enacting clause and insert the follow-
2 ing:
3 SECTION 1. SHORT TITLE.
4 This Act may be cited as the “National Manufacturing Advisory Council for the 21st Century Act”.
5 SEC. 2. NATIONAL MANUFACTURING ADVISORY COUNCIL.
6 (a) DEFINITIONS.—In this section:
7 (1) ADVISORY COUNCIL.—The term “Advisory Council” means the National Manufacturing Advisory Council established under subsection (b).
(2) **Appropriate Committees of Congress.**—The term “appropriate committees of Congress” means—

(A) the Committee on Commerce, Science, and Transportation of the Senate;

(B) the Committee on Health, Education, Labor, and Pensions of the Senate;

(C) the Committee on Energy and Natural Resources of the Senate;

(D) the Committee on Armed Services of the Senate;

(E) the Committee on Appropriations of the Senate;

(F) the Committee on Small Business and Entrepreneurship of the Senate;

(G) the Committee on Energy and Commerce of the House of Representatives;

(H) the Committee on Education and Labor of the House of Representatives;

(I) the Committee on Science, Space, and Technology of the House of Representatives;

(J) the Committee on Armed Services of the House of Representatives;

(K) the Committee on Appropriations of the House of Representatives; and
(L) the Committee on Small Business of the House of Representatives.

(3) ECONOMICALLY DISTRESSED AREA.—The term "economically distressed area" means an area that meets 1 or more of the requirements described in section 301(a) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3161(a)).

(4) RURAL AREA.—The term "rural area" means an area located outside a metropolitan statistical area, as designated by the Office of Management and Budget.

(5) SECRETARY.—The term "Secretary" means the Secretary of Commerce.

(b) ESTABLISHMENT.—Not later than 180 days after the date of enactment of this Act, the Secretary, in consultation with the Secretary of Labor, the Secretary of Defense, the Secretary of Energy, the United States Trade Representative, and the Secretary of Education, shall establish within the Department of Commerce the National Manufacturing Advisory Council.

(e) MISSION.—The mission of the Advisory Council shall be to—

(1) provide a forum for—

(A) regular communication between the Federal Government and the manufacturing
sector, including manufacturing workers, in the United States; and

(B) discussing and proposing solutions to problems relating to the manufacturing sector in the United States, including the manufacturing workforce, supply chain interruptions, and other logistical challenges;

(2) advise the Secretary regarding policies and programs of the Federal Government that affect manufacturing, including the manufacturing workforce, in the United States; and

(3) annually produce a national strategic plan, as described in subsection (g), that provides recommendations to the Secretary and the appropriate committees of Congress regarding how to help the United States remain the preeminent destination throughout the world for investment in manufacturing, which shall be based on the execution of the duties of the Advisory Council.

(d) DUTIES.—The duties of the Advisory Council shall include the following:

(1) Meeting not less frequently than once every 180 days, in a manner to be determined by the Secretary and that is in compliance with chapter 10 of title 5, United States Code, in order to provide inde-
dependent advice and recommendations to the Secretary regarding issues involving manufacturing in the United States.

(2) Identifying and assessing the impact that technological developments, critical production capacity, skill availability, investment patterns, and emerging defense needs have on the manufacturing competitiveness of the United States and providing advice and recommendations to the Secretary regarding that impact.

(3) Soliciting input from the public and private sectors and academia relating to emerging trends in manufacturing, and the responsiveness of Federal programming with respect to manufacturing, and providing advice and recommendations to the Secretary for areas of increased Federal attention with respect to manufacturing.

(4) Identifying, and providing advice and recommendations to the Secretary regarding, global and domestic manufacturing trends, including on matters such as supply chain interruptions, logistical challenges, and demographic and technological changes affecting the manufacturing base in the United States.
(5) Providing advice and recommendations to the Secretary on matters relating to investment in, and support of, the manufacturing workforce in the United States, including on matters such as—

(A) worker participation, including through labor organizations and through other methods determined by the Advisory Council, in planning for the deployment of new technologies across the manufacturing sector in the United States and within workplaces in that sector;

(B) training and education priorities for the Federal Government and employers to assist workers in adapting the skills and experiences of those workers to fit the demands of the manufacturing sector in the United States in the 21st century;

(C) how the development of new technologies and processes have impacted, and will impact, the manufacturing workforce of the United States and the economy of the United States, which shall be based on input from manufacturing workers;

(D) policies and procedures that expand access to jobs, career advancement opportunities, and management opportunities for under-
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represented populations in both urban and rural
areas; and

(E) how to improve access to demand-driven
manufacturing-related education, training,
and re-training for workers, including at com-

munity and technical colleges, through other in-
stitutions of higher education, and through ap-

prenticeships and work-based learning opportu-

nities.

(6) Providing recommendations to the Secretary
on ways to—

(A) provide—

(i) manufacturing-related worker edu-
cation, training, and development; and

(ii) entrepreneurship training relating
to manufacturing;

(B) connect individuals and businesses
with services described in subparagraph (A)
that are offered in the communities of those in-
dividuals or businesses;

(C) coordinate services relating to manu-
facturing employee engagement, including em-
pLOYEE ownership and workforce training;

(D) connect manufacturers with commu-
nity and technical colleges, other institutions of
higher education, State or local workforce development boards established under section 101 or 107 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3111, 3122), labor organizations, and nonprofit job training providers to develop and support training and job placement services, and apprenticeship and online learning platforms, for new and incumbent manufacturing workers;

(E) integrate new technologies and processes into the manufacturing sector in the United States and address the workforce impacts of those new technologies and processes; and

(F) develop best practices for manufacturers to incorporate, or transition to, employee ownership structures.

(7) With respect to the matters described in paragraphs (1) through (6), soliciting input from—

(A) economically distressed areas;

(B) geographically diverse regions of the United States, including both urban and rural areas; and
(C) areas of the United States that have suffered mass layoffs in the manufacturing sector.

(8) Completing other specific tasks requested by the Secretary.

(e) Membership.—

(1) In general.—The Advisory Council shall—

(A) consist of not more than 30 individuals appointed by the Secretary with a balance of backgrounds, experiences, and viewpoints; and

(B) include individuals with manufacturing experience who represent—

(i) private industry, including small and medium-sized manufacturers and any relevant standards development organizations or relevant trade associations;

(ii) academia; and

(iii) labor.

(2) Public participation.—The Secretary shall, to the maximum extent practicable, accept recommendations from the public regarding the appointment of individuals under paragraph (1).

(3) Period of appointment; vacancies.—
(A) IN GENERAL.—Each member of the Advisory Council shall be appointed by the Secretary for a term of 3 years.

(B) RENEWAL.—The Secretary may renew an appointment made under subparagraph (A) for not more than 2 additional terms.

(C) STAGGER TERMS.—The Secretary may stagger the terms of the members of the Advisory Council to ensure that the terms of those members expire during different years.

(D) VACANCIES.—

(i) IN GENERAL.—Subject to clause (ii), a member appointed to fill a vacancy on the Advisory Council occurring before the expiration of the term for which the predecessor of the newly appointed member was appointed shall be appointed only for the remainder of that term of the predecessor.

(ii) FURTHER SERVICE.—A member of the Advisory Council who is appointed for the remainder of a term of a predecessor under clause (i) may serve after the expiration of that term of the predecessor
and until the date on which the Secretary
has appointed a successor.

(f) TRANSFER OF FUNCTIONS.—

(1) IN GENERAL.—All functions of the United
States Manufacturing Council of the International
Trade Administration of the Department of Com-
merce, including the personnel, assets, and obliga-
tions of the United States Manufacturing Council of
the International Trade Administration of the De-
partment of Commerce, as in existence on the day
before the date of enactment of this Act, shall be
transferred to the Advisory Council.

(2) DEEMING OF NAME.—Any reference in any
law, regulation, document, paper, or other record of
the United States to the United States Manufac-
turing Council of the International Trade Adminis-
tration of the Department of Commerce shall be
deemed a reference to the Advisory Council.

(3) UNEXPENDED BALANCES.—Unexpended
balances of appropriations, authorization, alloca-
tions, or other funds related to the United States
Manufacturing Council of the International Trade
Administration of the Department of Commerce
shall be available for use by the Advisory Council for
the purpose for which the appropriations, authoriza-
tions, allocations, or other funds were originally made available.

(4) **EXISTING ADVISORY COMMITTEE.**—Any Federal advisory committee of the Department of Commerce that is operating on the day before the date of enactment of this Act under a charter filed in accordance with section 1008(c) of title 5, United States Code, for the purpose of addressing the purposes and duties described in this section shall satisfy the requirement under subsection (b) to establish the Advisory Council if, not later than 90 days after that date of enactment, the Federal advisory committee is modified, as necessary, to comply with the requirements of this section.

(g) **NATIONAL STRATEGIC PLAN.**—Not later than 180 days after the date on which the Advisory Council holds the initial meeting of the Advisory Council, and annually thereafter, the Advisory Council shall submit to the Secretary and the appropriate committees of Congress—

(1) a national strategic plan for manufacturing in the United States that is based on the execution of the duties of the Advisory Council under subsection (d); and
(2) a detailed statement of the activities that
the Advisory Council conducted to carry out the du-
ties of the Advisory Council under subsection (d).

(h) DEPARTMENTAL SUPPORT.—In accordance with
prevailing laws and regulations, the Secretary, as the Sec-
etary considers appropriate, shall furnish to the Advisory
Council relevant information that—

(1) is in the possession of the Department of
Commerce; and

(2) relates to the mission of the Advisory Coun-
cil.

(i) No ADDITIONAL FUNDS AUTHORIZED.—No addi-
tional funds are authorized to be appropriated to carry
out this section.

(j) SUNSET.—The Advisory Council shall terminate
on September 30 of the fifth year after the year in which
the Advisory Council holds the first meeting of the Advi-
sory Council.