

January 24, 2018

President Donald J. Trump  
1600 Pennsylvania Avenue NW  
Washington, DC 20500

Dear President Trump,

The diverse group of undersigned construction and business associations looks forward to working with you and Congress as you continue to develop policies to rebuild America's infrastructure.

federal assistance from requiring contractors to sign an anti-competitive and costly PLA as a condition of winning a federal or federally assisted construction contract. Executive Orders 13202 and 13208 and similar policies have already been upheld in the highest courts of the land and would allow federal agencies to award contracts to contractors that voluntarily enter into PLAs without government interference, an industry practice permitted by the National Labor Relations Act. A total of 24 states—22 since 2011—have passed similar measures allowing the free market—not the government—to determine if a PLA is appropriate for a construction project.

Simply put, this crucial regulatory reform will create a level playing field in the procurement of government construction contracts, increase competition, help small businesses grow, curb construction costs and spread the job-creating benefits of federally funded contracts throughout the entire construction industry.

America deserves efficient, accountable and effective investment in infrastructure free from special-interest handouts. The Trump administration can create the conditions to make America great again by rescinding President Obama's failed policy and replacing it with a common-sense approach that encourages fair and robust competition and benefits all Americans.

Sincerely,

American Council of Engineering Companies (ACEC)  
American Fire Sprinkler Association (AFSA)  
American Road & Transportation Builders Association (ARTBA)  
Associated Builders and Contractors (ABC)  
Business Coalition for Fair Competition (BCFC)  
Construction Industry Round Table (CIRT)  
Independent Electrical Contractors Association (IEC)  
National Association of Government Contractors (NAGC)  
National Association of Home Builders (NAHB)  
National Black Chamber of Commerce (NBCC)  
National Federation of Independent Business (NFIB)  
National Ready Mixed Concrete Association (NRMCA)  
Small Business and Entrepreneurship Council (SBEC)  
U.S. Chamber of Commerce

cc: Vice President Mike Pence  
U.S. Department of Transportation Secretary Elaine Chao  
U.S. Department of Commerce Secretary Wilbur Ross  
Office of Management and Budget Director Mick Mulvaney

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<sup>2</sup> Executive Order 13202, *Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects*, signed 2/17/01 (<https://www.gpo.gov/fdsys/pkg/FR-2001-02-22/pdf/01-4622.pdf>) and Executive Order 13208, *Amendment to Executive Order 13202, Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects*, signed 4/6/11 (<https://www.gpo.gov/fdsys/pkg/WCPD-2001-04-09/pdf/WCPD-2001-04-09-Pg584-2.pdf>).