

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3459
OFFERED BY MR. CARTER**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Protecting Local Busi-
3 ness Opportunity Act”.

4 SEC. 2. TREATMENT OF JOINT EMPLOYERS.

5 Section 2(2) of the National Labor Relations Act (29
6 U.S.C. 152(2)) is amended by adding at the end the fol-
7 lowing: “Notwithstanding any other provision of this Act,
8 two or more employers may be considered joint employers
9 for purposes of this Act only if each employer shares and
10 exercises control over essential terms and conditions of
11 employment and such control over these matters is actual,
12 direct, and immediate.”.

