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Congress of the United States
House of Representatives

February 2, 2016

PARLIAMENTARIAN OF THE WHIP
COMMITTEE ON
EDUCATION AND THE WORKFORCE
SUBCOMMITTEES:
EARLY CHILDHOOD, ELEMENTARY,
AND SECONDARY EDUCATION
HEALTH, EMPLOYMENT, LABOR,
AND PENSIONS
COMMITTEE ON RULES
STEERING AND POLICY

Shaun Donovan
Director
United States Office of Management and Budget
725 17th St., NW
Washington, D.C. 20006

Dear Director Donovan:

I write regarding the Department of Labor's (DOL) April 14, 2015 proposed rule, RIN 1210-AB32, which the Office of Management and Budget (OMB) received on January 28, 2016. As you know, the Rule has drawn close scrutiny from Congress, with over 100 House Democrats alone having signed letters addressed to Secretary Perez addressing concerns and requesting changes. Due to the importance of this Rule to our economy, to workers and to retirees, as ranking member on the Health, Employment, Labor, and Pensions Subcommittee I respectfully request a private and secure viewing of the Rule that was submitted by the Department of Labor to OMB for me and for these other interested Members of Congress.

I am optimistic that DOL has made sufficient changes to the Rule that will ensure it succeeds in protecting consumers without disrupting an entire business model, as Secretary Perez has promised on multiple occasions. However, as the ranking Democrat on the subcommittee of jurisdiction (Health, Employment, Labor and Pensions) in the Education and Workforce Committee, I have a responsibility to ensure the Rule serves the interests of the American people. To fulfill that responsibility, my colleagues and I need the opportunity to see and review the Rule as soon as possible with appropriate security.

There is no statute preventing this request, and in light of the precedent of Members of Congress having the opportunity to view highly classified documents, including international agreements during the active negotiations, I trust that you will respond promptly and positively to this request and I look forward to setting up a time.

Thank you for your attention to this matter.

Sincerely,

Jared Polis
Member of Congress

Cc: Thomas E. Perez, Secretary, United States Department of Labor