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October 6, 2020

The Honorable Eugene Scalia
Secretary
U.S. Department of Labor
200 Constitution Avenue, NW
Washington, D.C. 20210

Dear Secretary Scalia:

We are writing again regarding the Department of Labor's (DOL or Department) draft rule entitled *Independent Contractor Status Under the Fair Labor Standards Act*.¹ On September 22, 2020, we sent you a letter requesting the following information and documents:

1. Copies of any communications between the Office of Management and Budget (OMB) and DOL regarding the draft rule.
2. Copies of any communications between DOL and any non-governmental entities or persons regarding the content of the draft rule, including attachments to such communications.
3. A list of meetings that DOL participated in with non-governmental entities or persons regarding the draft rule. Please provide the date and participants of each meeting, whether in person, over the phone, via remote platform or any other format, and any meeting minutes or a summary of the meeting if minutes are not available.
4. Please provide copies of all drafts of the proposed rule, including the draft sent to OMB.

To date, we have yet to receive a response. Therefore, we write today to reiterate our request. In addition, we are writing to make an additional request for the Department to provide the names and titles of the political appointees in the Department who worked on this rule at any point.

Please provide the Department's response to the above requests no later than October 12, 2020.

¹ Independent Contractor Status Under the Fair Labor Standards Act, 85 Fed. Reg. 60600 (proposed September 25, 2020).

The Honorable Eugene Scalia

October 6, 2020

Page 2


As you are aware, this Committee has the duty and authority to conduct oversight of the Department. Due to the short public comment period that the Department has established for this rule as well as the Department's stated intent to finalize this rule by the end of this calendar year, it is important that the Committee receives this information by the deadline above.

If you have any questions, please contact Cathy Yu, Director of Labor Oversight, at (202) 225-9721 or Cathy.Yu@mail.house.gov. Please direct all official correspondence to the Committees Clerk, Mariah Mowbray, at Mariah.Mowbray@mail.house.gov. Thank you for your attention to this matter, and we look forward to your response.

Sincerely,



ROBERT C. "BOBBY" SCOTT
Chair
Committee on Education and Labor



ALMA S. ADAMS PH.D.
Chair
Subcommittee on Workforce Protections