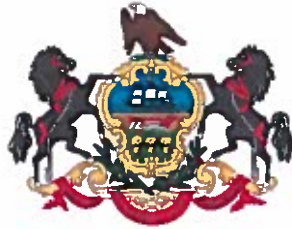


**JIM COX**, MEMBER  
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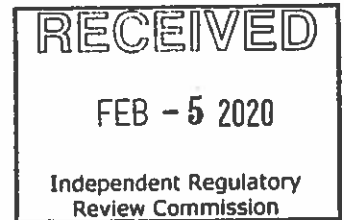


COMMITTEES  
LABOR & INDUSTRY, CHAIR  
HEALTH  
REPUBLICAN POLICY

APPOINTMENTS  
CAPITOL PRESERVATION  
COMMITTEE

**HOUSE OF REPRESENTATIVES**  
COMMONWEALTH OF PENNSYLVANIA  
HARRISBURG

February 5, 2020



Hon. W. Gerard Oleksiak, Secretary  
Department of Labor & Industry  
1700 Labor & Industry Building  
Harrisburg, PA 17121

**Re: DISAPPROVAL of Final Rulemaking (DLI 12-106 and IRRC #3202)**

Dear Secretary Oleksiak:

I am writing to inform you that, in accordance with Section 7(d) of the Regulatory Review Act (RRA), the committee has reported a concurrent disapproval resolution regarding the final rulemaking (DLI 12-106 and IRRC #3202), which updates the executive, administrative and professional exemptions from the minimum wage and overtime requirements of the Minimum Wage Act of 1968.

The committee reported the disapproval resolution on February 5, 2020, by a vote of 15-9.

Section 7(d) of the RRA provides that, with the committee's report of the disapproval resolution, "...the Senate and the House of Representatives shall each have 30 calendar days or ten legislative days, whichever is longer, from the date on which the concurrent resolution has been reported, to adopt the concurrent resolution." The resolution further clarifies that the House will have (the longer of) 30 days or ten legislative days to adopt the resolution. If the resolution is adopted by the House, the Senate will then have the same amount of time to adopt the resolution.

This subsection of the RRA further provides that, if both chambers adopt the disapproval resolution, the Governor may approve it, disapprove it or take no action. If the Governor vetoes the concurrent resolution, the Senate and the House shall each have another 30 days or ten legislative days, whichever is longer, to override the Governor's veto. If the Governor approves the resolution or takes no action, or if the General Assembly overrides the Governor's veto, the regulation will be permanently barred. If the General Assembly does not adopt the resolution within the allotted timeframe, or if the Governor vetoes the adopted resolution (and the General Assembly does not override his veto) the regulation will be deemed approved.

The resolution constitutes a bar to promulgation of the regulations under Section 7(d) until the regulation is approved or deemed approved in accordance with that subsection of the RRA.

Hon. W. Gerard Oleksiak, Secretary

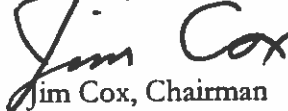
February 5, 2020

Page 2

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Thank you for your attention to this matter.

Sincerely,



Jim Cox, Chairman  
Labor and Industry Committee  
PA House of Representatives

cc: Hon. Michael Turzai, Speaker, Pennsylvania House of Representatives  
Hon. Bryan Cutler, Majority Leader, Pennsylvania House of Representatives  
Hon. Frank Dermody, Democratic Leader, Pennsylvania House of Representatives  
Hon. Patrick Harkins, Democratic Chair, House Labor & Industry Committee  
Hon. Joseph Scarnati, Senate President Pro Tempore  
Hon. Jake Corman, Majority Leader, Senate of Pennsylvania  
Hon. Jay Costa, Democratic Leader, Senate of Pennsylvania  
Hon. Camera Bartolotta, Chair, Senate Labor & Industry Committee  
Hon. Christine Tartaglione, Minority Chair, Senate Labor & Industry Committee  
Vincent DeLiberato, Jr., Director, Legislative Reference Bureau  
Independent Regulatory Review Commission