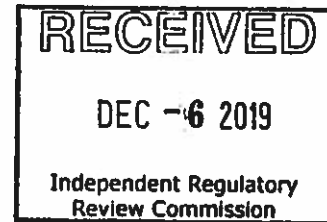


December 6, 2019

The Honorable George D. Bedwick
Chairman, Independent Regulatory Review Commission
333 Market Street, 14th Floor
Harrisburg, PA 17101



Re: Final Form Regulation # 12-106
Title 34 Labor and Industry
Regulations for Minimum Wage
34 Pa. Code, Part XII, Chapter 231

Dear Chairman Bedwick:

On November 21, 2019, the Department of Labor & Industry (Department) withdrew the Notice of Final Form Rulemaking referenced above. At that time, the Department advised that it was withdrawing the rulemaking because of pending legislation that would invalidate portions of the regulation.

The House of Representatives has not considered and passed that legislation - Senate Bill 79 and the bill's fate is uncertain despite strong bipartisan support in the Senate. Therefore, the Department intends to resubmit Final Form Rulemaking 12-106 before the end of the year, for consideration at the January 30, 2020 meeting of the Independent Regulatory Review Commission.

Thank you for your attention to this matter.

Sincerely,



W. Gerard Oleksiak
Secretary

cc: The Honorable Meg Snead, Secretary of Planning & Policy
Gregory G. Schwab, General Counsel
Robert V. O'Brien, Executive Deputy Secretary
Jennifer L. Berrier, Deputy Secretary Safety & Labor-Management Relations
Marsha A. Sajer, Chief Counsel
Ronald Foster, Assistant Director of Legislative Affairs, Governor's Budget Office
Kelly Martini, Policy Director
Kelly K. Smith, Executive Deputy Chief Counsel
Robert C. Schramm, Deputy Chief Counsel, Safety & Labor-Management Relations
Bryan M. Smolock, Director, Bureau of Labor Law Compliance