

POLICY MATTERS

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Push for Immigration Legislation Renewed in the House. A bipartisan group of House members began a campaign yesterday to pressure Speaker Ryan to [bring immigration legislation up for a vote](#). The lawmakers announced that they had secured the support of 240 members, including 50 Republicans, to vote on a series of immigration bills, including one on DACA. The group is hoping to exercise a rarely used procedural rule known as "[Queen of the Hill](#)," under which the House would vote on several immigration related measures and the bill with the most votes would pass. However, Speaker Ryan has stated several times in the recent past that he would be unwilling to bring a bill to the floor that President Trump would ultimately not sign.

OFCCP Releases New Methodology for Audit Selection Process. Earlier today, the Office of Federal Contract Compliance Programs (OFCCP) [released a document](#) detailing its current methodology on how federal contractors are chosen for audit. The release of the methodology is seen as a step in the right direction by giving contractors the opportunity to review the methodology and in improving the transparency of the OFCCP's operations.

More OFCCP: Possible Rescission of Compensation Guidelines? Word is getting around DC that the OFCCP is considering the withdrawal of [Directive 307](#), which outlines compensation evaluation procedures for federal contractors. Specifically, the edict directs compliance officers to review contractor compensation and data to evaluate whether there is a measurable difference in compensation because of sex, race, or ethnicity among comparable employees for which there are not legitimate (i.e., nondiscriminatory) explanations. A [white paper](#) on the OFCCP recently published by the U.S. Chamber of Commerce (of which Seyfarth's [Randy Johnson](#) and [Larry Lorber](#) were co-authors) provided a detailed look at Directive 307 and ultimately recommended that it be rescinded (page 40).

NLRB Spending Freeze. Earlier this week, the White House's Office of Management and Budget (OMB) directed the National Labor Relations Board (NLRB) to [only spend \\$264 million of the \\$274 million](#) allocated to the agency by Congress. The 3.6% reduction in spending is part of a broader rescission plan targeting last month's \$1.3 trillion omnibus bill that is being considered by the White House. However, these funds can only be withheld temporarily—congressional approval is required for a permanent cut to the Board's budget.

Seyfarth's [Marshall Babson](#), a former member of the NLRB, stated that he was "...unaware of a single instance in the past wherein the White House or OMB subjected the NLRB to the budget rescission process."

Pallasch Nominated for ETA Head. Late last week, President Trump [nominated John Pallasch](#) to be DOL's next assistant secretary for employment and training. Pallasch was most recently the executive director of employment and training in Kentucky's Department of Labor. Before that, he served as deputy assistant secretary for mine safety and health at DOL under President George W. Bush.

Committee on Multiemployer Plans Committee Gets Underway. The Joint Select Committee on the Solvency of Multiemployer Pension Plans [held a hearing yesterday](#) in order to provide an overview of the multiemployer pension system and its impending funding crisis. Senator Orrin Hatch (R-UT), a co-chairman of the committee, stated that committee members first needed to understand the scope of the problem before attempting to solve it. [Future hearings](#) will discuss potential solutions and are expected to have a broad range of witnesses, including business owners, actuaries, plan managers, and the Pension Benefit Guaranty Corporation.

NEXT WEEK:

HELP Committee Vote on EEOC GC Nominee Gustafson. On Tuesday, April 24, the [Senate HELP Committee will vote](#) on the nomination of Sharon Fast Gustafson to become general counsel of the Equal Employment Opportunity Commission (EEOC). Gustafson, a solo practitioner, represented Peggy Young in [Young v. UPS](#), a pregnancy discrimination case decided by the U.S. Supreme Court in 2015. Gustafson had a [previous hearing](#) before the Committee on April 10.

House Education and the Workforce Subcommittee Hearing on Labor-Management Reforms. On Thursday, April 26, the Subcommittee on Health, Education, Labor, and Pensions of the House Education and the Workforce Committee will hold a hearing entitled "[Worker-Management Relations: Examining the Need to Modernize Federal Labor Law](#)." The hearing is expected to touch on a range of issues, including worker centers and the Employee Rights Act. A witness list has not been announced yet.

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