



September 11, 2020

Submitted electronically to www.regulations.gov

Mr. Joe Canary, Director
Office of Regulations and Interpretations
Employee Benefits Security Administration
Room N-5655
U.S. Department of Labor
200 Constitution Avenue NW
Washington, DC 20210

Re: Fiduciary Duties Regarding Proxy Voting and Shareholder Rights Proposed Regulation (RIN 1210-AB91)

Dear Mr. Canary,

On behalf of Trinity Health, I am writing to request an extension of the public comment period from 30 days to 90 days on the notice of proposed rulemaking entitled, "Fiduciary Duties Regarding Proxy Voting and Shareholder Rights" (RIN 1210-AB91). I also request that the Employee Benefits Security Administration (EBSA) schedule a public hearing on the rulemaking to be conducted virtually, due to the COVID-19 pandemic.

The brief comment period for the proposed regulation is not sufficient for the public to voice its opinion on such a major rulemaking. Please note that Executive Orders 12866 and 13563 state: "To the extent feasible and permitted by law, each agency shall afford the public a meaningful opportunity to comment through the Internet on any proposed regulation, with a comment period that should generally be at least 60 days."¹

I also request that EBSA schedule a public hearing on the proposed rulemaking to be conducted virtually (to follow COVID-19 public health guidelines). As is customary for U.S. Department of Labor rulemakings, the public hearing should be accompanied by the opportunity for participants and observers to submit post-hearing comments. Accordingly, the comment period on the proposed rulemaking should remain open after the public hearing. Given that the proposed rulemaking greatly impacts the fiduciary duties of many pension plans, more time is needed to offer substantive comments. Thank you for considering extending the comment period and for scheduling a public hearing.

Sincerely,

A handwritten signature in black ink, appearing to read "Jaime Dircksen", with a stylized flourish at the end.

Jaime Dircksen
Vice President, Community Health & Well-Being

¹ Executive Order 12866, 58 FR 51735, October 4, 1993 & Executive Order 13563, 76 FR 3821, January 21, 2011