

duties are those non-delegable responsibilities established by law (statute or regulation) and required to be performed by, and only by, the PAS.

In the event that the first assistant does not serve or is barred from serving, unless and until the President makes an alternative designation under the FVRA, the person whose designation closest follows that of the first assistant shall perform the operational management of the agency. However, the functions and duties of the PAS may not be performed by any person other than the person serving in an acting capacity, in accord with FVRA (or, in the absence of an acting officer, by the Secretary pursuant to the FVRA).

The Office of the Chief Information Officer and the Bureau of International Labor Affairs, which are not covered by the statute, (because they are not headed by PAS positions) are included in this memorandum for the purpose of consolidating the presentation of the Department's program for establishing orderly internal succession in the event of vacancies.

This memorandum supersedes all prior inconsistent agency delegations. Agency Heads shall assure that agency delegations, position descriptions, and other pertinent documents are maintained consistently with the designations provided below. Any modifications to the Order of Succession specified in this memorandum are solely reserved to the Secretary.

This memorandum shall be published in the **Federal Register** and codified in the Department of Labor Manual Series. This memorandum is subject to periodic revision by the Secretary, as necessary, and is effective on the date indicated above.

Designation of Agency First Assistant¹ and Order of Succession

A. PAS Positions Under the Secretary of Labor

Deputy Secretary of Labor:

Designation to be made by Presidential direction, as provided in 5 U.S.C. § 3345.

Solicitor of Labor:

Deputy Solicitor for National Operations
Deputy Solicitor for Planning and Coordination

¹The first assistants are designated in italic font immediately below the PAS or Non-PAS position title.

Deputy Solicitor for Regional Operations
Assistant Secretary for Administration and Management:

Deputy Assistant Secretary for Operations
Deputy Assistant Secretary for Budget and Strategic and Performance Planning
Deputy Assistant Secretary for Security and Emergency Management
*Assistant Secretary for the Employee Benefits Security Administration:*²
Deputy Assistant Secretary for Policy
Deputy Assistant Secretary for Program Operations

Assistant Secretary for the Employment Standards Administration:
Administrator of the Wage and Hour Division
Deputy Assistant Secretary
Deputy Assistant Secretary for Federal Contract Compliance
Deputy Assistant Secretary for Labor-Management Programs
Director, Office of Workers' Compensation Programs

Assistant Secretary for the Employment and Training Administration:
*Deputy Assistant Secretary*³
Deputy Assistant Secretary
Deputy Assistant Secretary

Assistant Secretary for the Mine Safety and Health Administration:

Deputy Assistant Secretary for Policy
Deputy Assistant Secretary for Operations

Assistant Secretary for the Occupational Safety and Health Administration:

*Deputy Assistant Secretary*⁴
Deputy Assistant Secretary

Assistant Secretary for the Office of the Assistant Secretary for Policy:
*Deputy Assistant Secretary*⁵

²Described as Assistant Secretary of Labor in charge of the Pension and Welfare Benefits Administration in Executive Order 13245. This agency was renamed Employee Benefits Security Administration in Secretary's Order 1-2003.

³This Deputy Assistant Secretary position is responsible for the formulation of policies and development of multi-year goals, objectives and strategies, among other responsibilities.

⁴This Deputy Assistant Secretary position is responsible for Congressional and intergovernmental liaison activity, among other responsibilities.

⁵This Deputy Assistant Secretary serves as liaison to the Executive Office of the President to

Deputy Assistant Secretary for Regulatory Economics and Economic Policy Analysis
Assistant Secretary for the Office of Congressional and Intergovernmental Affairs:
Deputy Assistant Secretary for Congressional Affairs
Deputy Assistant Secretary for Intergovernmental Affairs
Assistant Secretary for the Office of Disability Employment Policy:
Deputy Assistant Secretary
Director, Office of Operations
Assistant Secretary for the Office of Public Affairs:

Deputy Assistant Secretary
Assistant Secretary for the Veterans' Employment and Training Service:

Deputy Assistant Secretary
Director for Operations and Programs
Director of Resource Management
Director of the Women's Bureau:

*Deputy Director*⁶
Administrator of the Wage and Hour Division:

Deputy Wage and Hour Administrator
Commissioner of the Bureau of Labor Statistics:

Deputy Commissioner
Chief Financial Officer:
Deputy Chief Financial Officer
Inspector General:

Deputy Inspector General

B. Non-PAS Agency Head Positions

Deputy Under Secretary for International Affairs of the Bureau of International Labor Affairs:

Associate Deputy Under Secretary for Policy
Associate Deputy Under Secretary and Director of International Economic Affairs
Chief Information Officer:

Deputy Chief Information Officer

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assure Departmental policies, goals, objectives and strategies reflect the Administration's positions.

⁶This position is first assistant, pursuant to 29 U.S.C. 14.