

# PUBLIC SUBMISSION

**Received:** July 30, 2020  
**Tracking No.** kd9-9rjz-3suh  
**Comments Due:** July 30, 2020  
**Submission Type:** Web

**Docket:** EBSA-2020-0004  
Financial Factors in Selecting Plan Investments

**Comment On:** EBSA-2020-0004-0002  
Financial Factors in Selecting Plan Investments

**Document:** EBSA-2020-0004-DRAFT-1414  
Comment on FR Doc # 2020-13705

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## General Comment

the department should clarify the extent to which \*\* not \*\* making investments is or is not consistent with a fiduciary's duty.

For example, can the pension plan of an environmental group that feels that fossil fuels cause climate change have a policy that its plan will not invest in fossil fuel companies or pro-control group not invest in gun manufacturers? can a non-profit of an organization that promotes so-called "family values" (i.e. they hate gays) say that their pension plan will only invest in companies that do not support or participate in any LGBTQ pride events (for example, they do not hold Disney Stock because Disney's "Gay Days" have prompted boycotts from certain groups.

Does it matter if such policies are made explicit or if, by looking at plan investments, one sees an investment pattern that avoids certain companies?

Can a plan use the fact that it is a faith-based group to guide investment choices? for example, can a christian charity not invest in companies that are owned by they gays or that have gay-friendly employee policies? Can the pension plan for an Islamic charity not invest in companies that do business with Israel? Does the religious affiliation of the plan sponsor matter?