

through its single point of contact, the Administrator either:

- (1) Accepts the recommendation;
- (2) Reaches a mutually agreeable solution with the State process; or
- (3) Provides the single point of contact with such written explanation of its decision, as the Administrator in his or her discretion deems appropriate. The Administrator may also supplement the written explanation by providing the explanation to the single point of contact by telephone, other telecommunication, or other means.

(b) In any explanation under paragraph (a)(3) of this section, the Administrator informs the single point of contact that:

(1) GSA will not implement its decision for at least ten days after the single point of contact receives the explanation; or

(2) The Administrator has reviewed the decision and determined that, because of unusual circumstances, the waiting period of at least ten days is not feasible.

(c) For purposes of computing the waiting period under paragraph (b)(1) of this section, a single point of contact is presumed to have received written notification 5 days after the date of mailing of such notification.

§ 101-6.2111 What are the Administrator's obligations in interstate situations?

(a) The Administrator is responsible for:

(1) Identifying proposed Federal financial assistance and direct Federal development that have an impact on interstate areas;

(2) Notifying appropriate officials and entities in States which have adopted a process and which have selected a GSA program or activity;

(3) Making efforts to identify and notify the affected State, areawide, regional, and local officials and entities in those States that have not adopted a process under the Order or have not selected a GSA program or activity; and

(4) Responding pursuant to § 101-6.2110 of this part if the Administrator receives a recommendation from a designated areawide agency transmitted by a single point of contact, in cases in which the review, coordination, and

communication with GSA have been delegated.

(b) The Administrator uses the procedures in § 101-6.2110 if a State process provides a State process recommendation to GSA through a single point of contact.

§ 101-6.2112 How may a State simplify, consolidate, or substitute federally required State plans?

(a) As used in this section:

(1) *Simplify* means that a State may develop its own format, choose its own submission date, and select the planning period for a State plan.

(2) *Consolidate* means that a State may meet statutory and regulatory requirements by combining two or more plans into one document and that the State can select the format, submission date, and planning period for the consolidated plan.

(3) *Substitute* means that a State may use a plan or other document that it has developed for its own purposes to meet Federal requirements.

(b) If not inconsistent with law, a State may decide to try to simplify, consolidate, or substitute federally required State plans without prior approval by the Administrator.

(c) The Administrator reviews each State plan that a State has simplified, consolidated, or substituted and accepts the plan only if its contents meet Federal requirements.

§ 101-6.2113 May the Administrator waive any provision of these regulations?

In an emergency, the Administrator may waive any provision of these regulations.

**Subparts 101-6.22—101-6.48
[Reserved]**

Subpart 101-6.49—Illustrations

AUTHORITY: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

§ 101-6.4900 Scope of subpart.

This subpart contains illustrations prescribed for use in connection with

§ 101-6.4901

the subject matter covered in part 101-6.

[37 FR 20542, Sept. 30, 1972]

§ 101-6.4901 [Reserved]

§ 101-6.4902 Format of certification required for budget submissions of estimates of obligations in excess of \$100,000 for acquisitions of real and related personal property.

NOTE: The illustration in § 101-6.4902 is filed as part of the original document.

[37 FR 20542, Sept. 30, 1972]

PART 101-8—NONDISCRIMINATION IN FEDERAL FINANCIAL ASSISTANCE PROGRAMS

Subparts 101-8.1—101-8.2 [Reserved]

Subpart 101-8.3—Discrimination Prohibited on the Basis of Handicap

Sec.

- 101-8.300 Purpose and applicability.
- 101-8.301 Definitions.
- 101-8.302 General prohibitions.
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- 101-8.304 Effect of State or local law or other requirements and effect of employment opportunities.
- 101-8.305 Employment practices prohibited.
- 101-8.306 Reasonable accommodation.
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- 101-8.308 Preemployment inquiries.
- 101-8.309 Program accessibility.
- 101-8.310 New construction.
- 101-8.311 Historic preservation programs.
- 101-8.312 Procedures.
- 101-8.313 Self-evaluation.

Subparts 101-8.4—101-8.6 [Reserved]

Subpart 101-8.7—Discrimination Prohibited on the Basis of Age

- 101-8.700 Purpose of the Age Discrimination Act of 1975.
- 101-8.701 Scope of General Services Administration's age discrimination regulation.
- 101-8.702 Applicability.
- 101-8.703 Definitions of terms.
- 101-8.704 Rules against age discrimination.
- 101-8.705 Definition of normal operation and statutory objective.
- 101-8.706 Exceptions to the rules against age discrimination.
- 101-8.706-1 Normal operation or statutory objective of any program or activity.
- 101-8.706-2 Reasonable factors other than age.
- 101-8.707 Burden of proof.

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- 101-8.708 Affirmative action by recipient.
- 101-8.709 Special benefits for children and the elderly.
- 101-8.710 Age distinctions contained in General Services Administration regulation.
- 101-8.711 General responsibilities.
- 101-8.712 Notice to subrecipients and beneficiaries.
- 101-8.713 Assurance of compliance and recipient assessment of age distinctions.
- 101-8.714 Information requirements.
- 101-8.715 Compliance reviews.
- 101-8.716 Complaints.
- 101-8.717 Mediation.
- 101-8.718 Investigation.
- 101-8.719 Prohibition against intimidation or retaliation.
- 101-8.720 Compliance procedure.
- 101-8.721 Hearings.
- 101-8.722 Decisions and notices.
- 101-8.723 Remedial action by recipient.
- 101-8.724 Exhaustion of administrative remedies.
- 101-8.725 Alternate funds disbursal.

AUTHORITY: Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

SOURCE: 47 FR 25337, June 11, 1982, unless otherwise noted.

Subparts 101-8.1—101-8.2 [Reserved]

Subpart 101-8.3—Discrimination Prohibited on the Basis of Handicap

§ 101-8.300 Purpose and applicability.

(a) The purpose of this subpart is to implement section 504 of the Rehabilitation Act of 1973, as amended, which prohibits discrimination on the basis of handicap in any program or activity receiving Federal financial assistance.

(b) This subpart applies to each recipient or subrecipient of Federal assistance from GSA and to each program or activity that receives or benefits from assistance.

§ 101-8.301 Definitions.

(a) *Section 504* means section 504 of the Rehabilitation Act of 1973, Public Law 93-112, as amended by the Rehabilitation Act Amendments of 1974, Public Law 93-516, 29 U.S.C. 794.

(b) *Handicapped person* means any person who has a physical or mental impairment which substantially limits one or more major life activities, has a record of such impairments, or is regarded as having such an impairment.