



Federal Register

Monday,
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Part XXIII

Equal Employment Opportunity Commission

Semiannual Regulatory Agenda

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC)

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

29 CFR Ch. XIV

Semiannual Regulatory Agenda

AGENCY: Equal Employment Opportunity Commission.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Equal Employment Opportunity Commission (EEOC or

Commission) is publishing its semiannual regulatory agenda pursuant to Executive Order 12866, 58 FR 51735, and the Regulatory Flexibility Act, 5 U.S.C. chapter 6. The agenda lists all regulations that are scheduled for review or development during the next 12 months or that have been finalized since the publication of the last agenda.

FOR FURTHER INFORMATION CONTACT: David L. Frank, Legal Counsel, Office of Legal Counsel, Equal Employment Opportunity Commission, 1801 L Street

NW, Washington, DC 20507; telephone (202) 663-4614.

SUPPLEMENTARY INFORMATION: The Commission has identified four items in this regulatory agenda, one of which is being withdrawn.

Signed in Washington, DC, this 6th day of March 2002.

For the Commission.

Cari M. Dominguez,
Chair.

Equal Employment Opportunity Commission—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
3199	Procedures—The Age Discrimination in Employment Act	3046-AA54
3200	Coordination of Retiree Health Benefits With Medicare and State Health Benefits	3046-AA72

Equal Employment Opportunity Commission—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
3201	Federal Sector Equal Employment Opportunity	3046-AA57

Equal Employment Opportunity Commission—Discontinued Entries

Regulation Identification Number	Title	Date With-drawn	Comments
3046-AA71	Conforming Treatment of Federal Sector Administrative Judge Decisions	03/06/2002	Withdrawn

Equal Employment Opportunity Commission (EEOC)

Proposed Rule Stage

3199. PROCEDURES—THE AGE DISCRIMINATION IN EMPLOYMENT ACT

Priority: Substantive, Nonsignificant

Legal Authority: 29 USC 628, sec 115, Civil Rights Act of 1991

CFR Citation: 29 CFR 1626

Legal Deadline: None

Abstract: Section 115 of the Civil Rights Act of 1991 deleted references to the Portal-to-Portal Act from the private suit provisions of the Age Discrimination in Employment Act (ADEA) and replaced them with a requirement that suit be filed no later than 90 days after termination of proceedings or dismissal of a charge by EEOC. Accordingly, section 1626.7(a) is

being deleted and section 1626.15(b) is being revised because they were both based upon the Portal-to-Portal Act. New sections are being added concerning termination of EEOC proceedings and the issuance of notices of the new 90-day limitation period.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local

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RIN: 3046-AA54

3200. • COORDINATION OF RETIREE HEALTH BENEFITS WITH MEDICARE AND STATE HEALTH BENEFITS

Priority: Other Significant

Legal Authority: 29 USC 628

CFR Citation: 29 CFR 1625

Legal Deadline: None

Abstract: This item will amend regulations governing age discrimination in employment to

EEOC

Proposed Rule Stage

exempt from the prohibitions of the Age Discrimination in Employment Act (ADEA) the practice of altering, reducing, or eliminating employer-sponsored retiree health benefits when retirees become eligible for Medicare or comparable State retiree health benefits. This new rule will ensure that the application of the ADEA does not

discourage employers from providing health benefits to their retirees.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3046-AA72

Equal Employment Opportunity Commission (EEOC)

Final Rule Stage

3201. FEDERAL SECTOR EQUAL EMPLOYMENT OPPORTUNITY

Priority: Other Significant

Legal Authority: PL 102-569, The Rehabilitation Act Amendments of 1992; 42 USC 2000e-16; 29 USC 794a

CFR Citation: 29 CFR 1614

Legal Deadline: None

Abstract: The Commission proposes to change its Federal sector equal employment opportunity regulations to implement the Rehabilitation Act Amendments of 1992. The 1992 amendments provide that the standards

used to determine if title I of the Americans with Disabilities Act has been violated will apply to complaints of nonaffirmative action employment discrimination under section 501 of the Rehabilitation Act.

Timetable:

Action	Date	FR Cite
NPRM	03/01/00	65 FR 11019
NPRM Comment Period End	05/01/00	
Final Action	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

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RIN: 3046-AA57

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