



# Federal Register

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**Tuesday,  
May 27, 2003**

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**Part XXXII**

## **National Foundation on the Arts and the Humanities**

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**National Endowment for the Arts  
Semiannual Regulatory Agenda**

**NATIONAL ENDOWMENT FOR THE ARTS (NEA)**

**NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES**

**National Endowment for the Arts**

**45 CFR Ch. XI**

**Semiannual Regulatory Agenda**

**AGENCY:** National Endowment for the Arts, NFAH.

**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** Pursuant to the Regulatory Flexibility Act (5 U.S.C. 605) and Executive Order 12866, the National Endowment for the Arts publishes this regulatory agenda describing agency regulations under development or review.

**FOR FURTHER INFORMATION CONTACT:** Karen Elias, Deputy General Counsel, National Endowment for the Arts, 1100 Pennsylvania Avenue NW., Washington, DC 20506, or call (202) 682-5418.

**Karen Elias,**  
*Deputy General Counsel.*

**National Endowment for the Arts—Final Rule Stage**

Sequence Number	Title	Regulation Identification Number
3504	Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, and Age in Programs and Activities Receiving Federal Financial Assistance .....	3135-AA17

**National Endowment for the Arts—Long-Term Actions**

Sequence Number	Title	Regulation Identification Number
3505	Nondiscrimination in Federally Assisted Programs and Activities; Effectuation of Title VI of the Civil Rights Act of 1964 .....	3135-AA10
3506	Nondiscrimination on the Basis of Sex in Federally Assisted Programs and Activities—Implementation of Title IX of the Education Amendments of 1972 .....	3135-AA15
3507	Governmentwide Debarment and Suspension (Nonprocurement) .....	3135-AA18
3508	Governmentwide Requirements for Drug-Free Workplace (Grants) .....	3135-AA19

**National Endowment for the Arts (NEA)**

**Final Rule Stage**

**3504. NONDISCRIMINATION ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, HANDICAP, AND AGE IN PROGRAMS AND ACTIVITIES RECEIVING FEDERAL FINANCIAL ASSISTANCE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 29 USC 794; 42 USC 2000d-7; 41 USC 6101; EO 12250

**CFR Citation:** 45 CFR ch XI

**Legal Deadline:** None

**Abstract:** The National Endowment for the Arts proposes to make amendments to its regulations implementing title VI of the Civil Rights Act of 1964 (title VI), section 504 of the Rehabilitation Act of 1972 (section 504), and the Age Discrimination Act of 1975 (Age Discrimination Act). Together, these statutes prohibit discrimination on the basis of race, color, national origin, disability, and age in programs or

activities that receive Federal financial assistance. In 1988, the Civil Rights Restoration Act (CRRRA) added definitions of “program or activity” and “program” to title VI and added a definition of “program or activity” to section 504 and the Age Discrimination Act. The added definitions were designed to clarify the broad scope of coverage of recipients’ programs or activities under these statutes. The promulgation of this proposed regulation explicitly incorporates the CRRRA’s definition of “program or activity” and “program” into the Arts Endowment’s title VI, section 504, and Age Discrimination Act regulations. The Arts Endowment’s proposed regulation will be published as part of the Department of Justice’s joint notice of proposed rulemaking involving up to 24 Federal agencies.

**Timetable:**

Action	Date
NPRM	12/06/00 65 FR 76459
NPRM Comment Period End	01/05/01
Final Action	09/00/03
Final Action Effective	10/00/03

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

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**RIN:** 3135-AA17

## National Endowment for the Arts (NEA)

## Long-Term Actions

**3505. NONDISCRIMINATION IN FEDERALLY ASSISTED PROGRAMS AND ACTIVITIES; EFFECTUATION OF TITLE VI OF THE CIVIL RIGHTS ACT OF 1964**

Priority: Substantive, Nonsignificant

CFR Citation: 45 CFR 1140

**Timetable:**

Action	Date
NPRM	To Be Determined

**Regulatory Flexibility Analysis**

Required: Undetermined

**Government Levels Affected:**

Undetermined

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RIN: 3135-AA10

**3506. NONDISCRIMINATION ON THE BASIS OF SEX IN FEDERALLY ASSISTED PROGRAMS AND ACTIVITIES—IMPLEMENTATION OF TITLE IX OF THE EDUCATION AMENDMENTS OF 1972**

Priority: Other Significant

CFR Citation: 45 CFR 1155

Timetable: Next Action Undetermined

**Regulatory Flexibility Analysis**

Required: Yes

**Government Levels Affected:** State,

Local, Tribal

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RIN: 3135-AA15

**3507. GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)**

Priority: Substantive, Nonsignificant

CFR Citation: 45 CFR 1154

**Timetable:**

Action	Date
NPRM	01/23/02 67 FR 3315
NPRM Comment	03/25/02
Period End	
Next Action	Undetermined

**Regulatory Flexibility Analysis**

Required: No

**Government Levels Affected:** None**Agency Contact:** Karen Elias

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RIN: 3135-AA18

**3508. GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)**

Priority: Substantive, Nonsignificant

CFR Citation: 45 CFR 1155

**Timetable:**

Action	Date
NPRM	01/23/02 67 FR 3315
NPRM Comment	03/25/02
Period End	
Next Action	Undetermined

**Regulatory Flexibility Analysis**

Required: No

**Government Levels Affected:** None**Agency Contact:** Karen Elias

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RIN: 3135-AA19

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