



# Federal Register

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Book 4 of 4 Books

Pages 31113-31586

## The Unified Agenda of Federal Regulatory and Deregulatory Actions

31115	XXV—Equal Employment Opportunity Commission
31119	XXVI—Federal Mediation and Conciliation Service
31123	XXVII—General Services Administration
31137	XXVIII—Morris K. Udall Foundation—U.S. Institute for Environmental Conflict Resolution
31139	XXIX—National Aeronautics and Space Administration
31145	XXX—National Archives and Records Administration
31151	XXXI—NFAH—Institute of Museum and Library Services
31155	XXXII—NFAH—National Endowment for the Arts
31159	XXXIII—NFAH—National Endowment for the Humanities
31163	XXXIV—National Science Foundation
31167	XXXV—Office of Federal Housing Enterprise Oversight
31171	XXXVI—Office of Government Ethics
31179	XXXVII—Office of Management and Budget
31183	XXXVIII—Office of Personnel Management
31205	XXXIX—Peace Corps
31211	XL—Pension Benefit Guaranty Corporation
31215	XLI—Presidio Trust
31219	XLII—Railroad Retirement Board
31225	XLIII—Selective Service System
31227	XLIV—Small Business Administration
31239	XLV—Social Security Administration
31263	XLVI—Tennessee Valley Authority
31265	XLVII—Department of Defense/General Services Administration/National Aeronautics and Space Administration
31279	XLVIII—Commodity Futures Trading Commission
31285	XLIX—Consumer Product Safety Commission
31297	I—Farm Credit Administration
31307	II—Farm Credit System Insurance Corporation
31309	III—Federal Communications Commission
31361	IIII—Federal Deposit Insurance Corporation
31367	LIV—Federal Energy Regulatory Commission
31375	LV—Federal Housing Finance Board
31379	LVI—Federal Maritime Commission
31385	LVII—Federal Reserve System
31397	LVIII—Federal Trade Commission
31405	LIX—National Credit Union Administration
31413	LX—National Indian Gaming Commission
31417	LXI—Nuclear Regulatory Commission
31433	LXII—Securities and Exchange Commission
31459	LXIII—Surface Transportation Board
31463	A. Regulatory Flexibility Act Section 610 Review Index
31465	B. Regulatory Flexibility Analysis Index
31475	C. Small Entities Index (Regulatory Flexibility Analysis Not Required)
31487	D. Government Levels Index
31523	E. Federalism Index
31525	F. Subject Index



# Federal Register

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**Tuesday,  
May 27, 2003**

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**Part XXV**

## **Equal Employment Opportunity Commission**

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**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.

Signed in Washington, DC, this 20th day of March 2003.

For the Commission.

**Cari M. Dominguez,**  
*Chair.*

**Equal Employment Opportunity Commission—Proposed Rule Stage**

Sequence Number	Title	Regulation Identification Number
3423	Coordination of Retiree Health Benefits With Medicare and State Health Benefits .....	3046-AA72
3424	Posting Requirements Under the Notification and Federal Employee Antidiscrimination and Retaliation Act .....	3046-AA74

**Equal Employment Opportunity Commission—Final Rule Stage**

Sequence Number	Title	Regulation Identification Number
3425	Procedures—The Age Discrimination in Employment Act .....	3046-AA54

**Equal Employment Opportunity Commission—Long-Term Actions**

Sequence Number	Title	Regulation Identification Number
3426	Federal Sector Equal Employment Opportunity Complaint Processing .....	3046-AA73

**Equal Employment Opportunity Commission (EEOC)**

**Proposed Rule Stage**

**3423. 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:** The Commission proposes to exempt from the prohibitions of the Age Discrimination in Employment Act of 1967, 29 USC 621 et seq. (ADEA or Act), the practice of altering, reducing, or eliminating employer-sponsored retiree health benefits when retirees become eligible for Medicare or comparable State retiree health benefits.

**Timetable:**

Action	Date
NPRM	06/00/03

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal, State, Local

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**RIN:** 3046-AA72

**3424. • POSTING REQUIREMENTS UNDER THE NOTIFICATION AND FEDERAL EMPLOYEE ANTIDISCRIMINATION AND RETALIATION ACT**

**Priority:** Other Significant

**Legal Authority:** PL 107-174, sec 303

**CFR Citation:** 29 CFR 1614.701 et seq

**Legal Deadline:** Final, Statutory, October 1, 2003.

**Abstract:** Title III of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 requires each Federal agency

## EEOC

## Proposed Rule Stage

to post on its website certain statistical information about equal employment opportunity complaints that it receives and processes under 29 CFR part 1614. The Act authorizes EEOC to issue regulations defining certain terms and prescribing the time, form, and manner of the posting.

**Timetable:**

Action	Date
NPRM	06/00/03

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal

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**RIN:** 3046-AA74

## Equal Employment Opportunity Commission (EEOC)

## Final Rule Stage

**3425. 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
NPRM	08/12/02 67 FR 52431
NPRM Comment	10/11/02
Period End	
Final Action	07/00/03

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** State, Local

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**RIN:** 3046-AA54

## Equal Employment Opportunity Commission (EEOC)

## Long-Term Actions

**3426. FEDERAL SECTOR EQUAL EMPLOYMENT OPPORTUNITY COMPLAINT PROCESSING****Priority:** Other Significant**CFR Citation:** 29 CFR 1614**Timetable:**

Action	Date
NPRM	To Be Determined

**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** Federal

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**RIN:** 3046-AA73

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