



# Federal Register

---

**Monday,  
December 9, 2002**

---

**Part XXXII**

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

---

**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
3633	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
3634	Nondiscrimination in Federally Assisted Programs and Activities; Effectuation of Title VI of the Civil Rights Act of 1964 .....	3135-AA10
3635	Nondiscrimination on the Basis of Sex in Federally Assisted Programs and Activities—Implementation of Title IX of the Education Amendments of 1972 .....	3135-AA15
3636	Governmentwide Debarment and Suspension (Nonprocurement) .....	3135-AA18
3637	Governmentwide Requirements for Drug-Free Workplace (Grants) .....	3135-AA19

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

**Final Rule Stage**

**3633. 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	FR Cite
NPRM	12/06/00	65 FR 76459
NPRM Comment Period End	01/05/01	
Final Action	12/00/02	
Final Action Effective	01/00/03	

**Regulatory Flexibility Analysis Required:** No

**Government Levels Affected:** Federal

**Agency Contact:** Karen Elias, Deputy General Counsel, National Endowment for the Arts, 1100 Pennsylvania Avenue NW., Washington, DC 20506  
Phone: 202 682-5418  
Fax: 202 682-5572  
Email: eliask@arts.endow.gov

**RIN:** 3135-AA17

## National Endowment for the Arts (NEA)

## Long-Term Actions

**3634. 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	FR Cite
NPRM	To Be	Determined

**Regulatory Flexibility Analysis****Required:** Undetermined**Government Levels Affected:**

Undetermined

**Agency Contact:** Karen Elias

Phone: 202 682-5418

Fax: 202 682-5572

Email: eliask@arts.endow.gov

**RIN:** 3135-AA10**3635. 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**Small Entities Affected:** Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Hope O'Keeffe

Phone: 202 682-5418

Fax: 202 682-5572

Email: okeeffeh@arts.endow.gov

**RIN:** 3135-AA15**3636. GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)****Priority:** Substantive, Nonsignificant**CFR Citation:** 45 CFR 1154**Timetable:**

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

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Agency Contact:** Karen Elias

Phone: 202 682-5418

Fax: 202 682-5572

Email: eliask@arts.endow.gov

**RIN:** 3135-AA18**3637. GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS)****Priority:** Substantive, Nonsignificant**CFR Citation:** 45 CFR 1155**Timetable:**

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

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Agency Contact:** Karen Elias

Phone: 202 682-5418

Fax: 202 682-5572

Email: eliask@arts.endow.gov

**RIN:** 3135-AA19

[FR Doc. 02-23895 Filed 12-06-02; 8:45 am]

BILLING CODE 7537-01-S