



Federal Register

**Monday,
December 9, 2002**

Part XXI

Corporation for National and Community Service

Semiannual Regulatory Agenda

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (CNCS)

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

45 CFR Chs. XII, XXV

Executive Order 12866 “Regulatory Planning and Review”

AGENCY: Corporation for National and Community Service.

ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda announces the regulations that the Corporation will have under development, revision, or review during the next year. The purpose for publishing this agenda is to give notice of any regulatory activity by

the Agency in order to provide the public an opportunity to participate in the rulemaking process.

FOR FURTHER INFORMATION CONTACT: The public is encouraged to contact the agency official listed for the particular agenda item. For other information concerning Corporation regulations or this semiannual agenda, contact Frank R. Trinity, General Counsel, Corporation for National and Community Service, 1201 New York Avenue NW., Washington, DC 20525, (202) 606-5000, ext. 290.

SUPPLEMENTARY INFORMATION: In accordance with Executive Order 12866 “Regulatory Planning and Review” and the Regulatory Flexibility Act (5 U.S.C.

601), executive agencies are required to publish in the **Federal Register** semiannual regulatory agendas in April and October of each year.

The Corporation for National and Community Service has determined that the regulations under consideration will not impose compliance costs or reporting burdens on the public and that the regulations will not have a significant economic impact on a substantial number of small entities. Accordingly, no regulatory analysis is required under 5 U.S.C. 602.

Dated: September 20, 2002.
Wendy Zenker,
Chief Operating Officer.

Corporation for National and Community Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
3090	Implementation of the Privacy Act of 1974; Amendment	3045-AA25

Corporation for National and Community Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
3091	Nondiscrimination on the Basis of Race, Color, National Origin, Handicap, and Age in Programs and Activities Receiving Federal Financial Assistance	3045-AA27

Corporation for National and Community Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
3092	Claims Collection	3045-AA20
3093	AmeriCorps and Learn & Serve Grant Regulations	3045-AA23
3094	Discrimination Complaint Procedures for Service Members, Participants, and Other Beneficiaries	3045-AA24
3095	Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Financial Assistance)	3045-AA28
3096	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments	3045-AA33
3097	Corporation for National and Community Service Regulations	3045-AA34
3098	Enforcement of Nondiscrimination on the Basis of Handicap in Programs or Activities Conducted by ACTION	3045-AA35
3099	AmeriCorps*VISTA Program Regulations	3045-AA36
3100	ACTION Cooperative Volunteer Program	3045-AA37
3101	Official Seal	3045-AA38
3102	National Senior Service Corps Regulations	3045-AA39

Corporation for National and Community Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
3103	Senior Companion Program	3045-AA29
3104	Foster Grandparent Program	3045-AA30

CNCS

Corporation for National and Community Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identification Number
3105	AmeriCorps Grant Regulations	3045-AA32

Corporation for National and Community Service (CNCS)

Proposed Rule Stage

3090. IMPLEMENTATION OF THE PRIVACY ACT OF 1974; AMENDMENT**Priority:** Info./Admin./Other**Legal Authority:** 5 USC 552a; 42 USC 12501 et seq; 42 USC 4950 et seq**CFR Citation:** 45 CFR 2508**Legal Deadline:** None**Abstract:** This action updates several minor changes to the Corporation for National Service's current Privacy Act

regulation found at 45 CFR 2508. These amendments are in accordance with the Privacy Act found at 5 U.S.C. 552a.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Mr. William L. Hudson, Law Office Manager, Corporation for National and Community Service, Room 8200, 1201 New York Avenue NW, Washington, DC 20525

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RIN: 3045-AA25

Corporation for National and Community Service (CNCS)

Final Rule Stage

3091. 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:** 42 USC 794; 42 USC 2000d to 2000d-7; 42 USC 6101 to 6107; EO 12250**CFR Citation:** 45 CFR 1203; 45 CFR 1232**Legal Deadline:** None**Abstract:** The Corporation proposes to make amendments to its regulations implementing title VI of the Civil Rights Act of 1964 (title VI) and section 504 of the Rehabilitation Act of 1972 (section 504). Together, these statutes prohibit discrimination on the basis of race, color, national origin, and disability in programs and activities that receive Federal financial

assistance. In 1988, the Civil Rights Restoration Act (CRRA) added definitions of "program or activity" and "program" to title VI and added a definition of "program or activity" to section 504. 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 CRAA's definition of "program or activity" and "program" into the Corporation's title VI and section 504 regulations. The Corporation's final regulation, which has been prepared, will be published as part of a joint rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	12/06/00	65 FR 76460
NPRM Comment Period End	01/05/01	

Action	Date	FR Cite
Final Action	04/00/03	
Final Action Effective	05/00/03	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal**Additional Information:** The RIN 3045-AA29, published in the Federal Register at 65 FR 76460 and 76512, dated December 6, 2000, was incorrect and should have been 3045-AA27.**Agency Contact:** Nancy B. Voss, Director, Equal Opportunity, Corporation for National and Community Service, Room 7100, 1201 New York Avenue NW, Washington, DC 20525

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RIN: 3045-AA27

Corporation for National and Community Service (CNCS)

Long-Term Actions

3092. CLAIMS COLLECTION**Priority:** Substantive, Nonsignificant**CFR Citation:** 45 CFR 2506**Timetable:**

Action	Date	FR Cite
Interim Final Rule	01/28/99	64 FR 4315
Interim Final Rule	03/29/99	
Comment Period End		
Final Action	To Be Determined	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Suzanne K. Dupre

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Email: sdupre@cns.gov

RIN: 3045-AA20**3093. AMERICORPS AND LEARN & SERVE GRANT REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 45 CFR 2510; 45 CFR 2513; 45 CFR 2515 to 2540; 45 CFR 2550**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Frank Robert Trinity

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RIN: 3045-AA23**3094. DISCRIMINATION COMPLAINT PROCEDURES FOR SERVICE MEMBERS, PARTICIPANTS, AND OTHER BENEFICIARIES****Priority:** Other Significant**CFR Citation:** 45 CFR 2504**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** Nancy B. Voss

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RIN: 3045-AA24**3095. GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT) AND GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (FINANCIAL ASSISTANCE)****Priority:** Substantive, Nonsignificant**CFR Citation:** 45 CFR 2542; 45 CFR 2545**Timetable:**

Action	Date	FR Cite
NPRM	01/23/02	67 FR 3266
NPRM Comment Period End	03/25/02	
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Suzanne K. Dupre

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RIN: 3045-AA28**3096. • UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS****Priority:** Info./Admin./Other**Legal Authority:** 42 USC 12501 et seq; 42 USC 4950 et seq**CFR Citation:** 45 CFR 1234**Legal Deadline:** None

Abstract: When the Corporation for National and Community Service, created under the National and Community Service Act of 1990, as amended, took control of the programs run by its predecessor, the ACTION Agency, in April 1994, the ACTION Agency ceased to exist. Therefore, 45 CFR part 1234, which covers the enforcement of nondiscrimination on the basis of handicap in programs or activities conducted by ACTION, is outdated and will be superseded by 45 CFR 2541.

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Mr. William L. Hudson, Law Office Manager, Corporation for National and Community Service, Room 8200, 1201 New York Avenue NW, Washington, DC 20525

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RIN: 3045-AA33**3097. • CORPORATION FOR NATIONAL AND COMMUNITY SERVICE REGULATIONS****Priority:** Info./Admin./Other**Legal Authority:** 42 USC 12501 et seq; 42 USC 4950 et seq**CFR Citation:** 45 CFR 1201**Legal Deadline:** None

Abstract: The Corporation for National and Community Service plans to redesignate the regulatory provisions currently in 45 CFR chapter 12 to 45 CFR chapter 25, where the Corporation's other regulations are published.

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Britanya E. Rapp, Associate General Counsel, Corporation for National and Community Service, Room 8209, 1201 New York Avenue NW, Washington, DC 20525

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RIN: 3045-AA34**3098. • ENFORCEMENT OF NONDISCRIMINATION ON THE BASIS OF HANDICAP IN PROGRAMS OR ACTIVITIES CONDUCTED BY ACTION****Priority:** Info./Admin./Other**Legal Authority:** 42 USC 12501 et seq; 42 USC 4950 et seq**CFR Citation:** 45 CFR 1214**Legal Deadline:** None

Abstract: When the Corporation for National and Community Service, created under the National and

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Community Service Act of 1990, as amended, took control of the programs run by its predecessor, the ACTION Agency, in April 1994, the ACTION Agency ceased to exist. Therefore, 45 CFR part 1214, which covers the enforcement of nondiscrimination on the basis of handicap in programs or activities conducted by ACTION, is outdated and will be superceded by 45 CFR part 2532.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3045-AA35

3099. • AMERICORPS*VISTA PROGRAM REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 12501 et seq; 42 USC 4950 et seq

CFR Citation: 45 CFR 1206; 45 CFR 1210 to 1211; 45 CFR 1216 to 1232; 45 CFR 1234 to 1235

Legal Deadline: None

Abstract: The Corporation for National and Community Service plans to revise regulations governing the AmeriCorps*VISTA program under the National and Community Service Act of 1990, as amended, and the Domestic Volunteer Service Act of 1973 to implement administrative reforms and/or possible statutory amendments. In addition, the Corporation plans to remove all references to the Corporation's predecessor agency—ACTION—and to redesignate the regulatory provisions currently in 45 CFR chapter 12 to 45 CFR chapter 25, where the Corporation's other regulations are published.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal

Agency Contact: Robert Bush, Acting Director of AmeriCorps*VISTA, Corporation for National and Community Service, 1201 New York Avenue NW, Washington, DC 20525
Phone: 202 606-5000
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RIN: 3045-AA36

3100. • ACTION COOPERATIVE VOLUNTEER PROGRAM

Priority: Info./Admin./Other

Legal Authority: 42 USC 12501 et seq; 42 USC 4950 et seq

CFR Citation: 45 CFR 1213

Legal Deadline: None

Abstract: When the Corporation for National and Community Service, created under the National and Community Service Act of 1990, as amended, took control of the programs run by its predecessor, the ACTION Agency, in April 1994, the ACTION Agency ceased to exist. Therefore, 45 CFR part 1213, which covers the ACTION Cooperative Volunteer Program, is outdated and will be rescinded.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mr. William L. Hudson, Law Office Manager, Corporation for National and Community Service, Room 8200, 1201 New York Avenue NW, Washington, DC 20525
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RIN: 3045-AA37

3101. • OFFICIAL SEAL

Priority: Info./Admin./Other

Legal Authority: 42 USC 12501 et seq; 42 USC 4950 et seq

CFR Citation: 45 CFR 1204

Legal Deadline: None

Abstract: When the Corporation for National and Community Service,

created under the National and Community Service Act of 1990, as amended, took control of the programs run by its predecessor, the ACTION Agency, in April 1994, the ACTION Agency ceased to exist. Therefore, 45 CFR part 1204, which covers the use of the ACTION Agency Official Seal, is outdated and will be rescinded.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mr. William L. Hudson, Law Office Manager, Corporation for National and Community Service, Room 8200, 1201 New York Avenue NW, Washington, DC 20525
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RIN: 3045-AA38

3102. • NATIONAL SENIOR SERVICE CORPS REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 12501 et seq; 42 USC 5000 et seq

CFR Citation: 45 CFR 2551; 45 CFR 2552; 45 CFR 2553; 45 CFR 1235

Legal Deadline: None

Abstract: The Corporation for National and Community Service plans to revise regulations governing the National Senior Service Corps—including the Senior Companion Program, the Foster Grandparent Program, and the Retired and Senior Volunteer Program—under the National and Community Service Act of 1990, as amended, and the Domestic Volunteer Service Act of 1973 to implement administrative reforms and/or possible statutory amendments. In addition, the Corporation plans to redesignate provisions from 45 CFR chapter 12 to 45 CFR chapter 25, where the Corporation's other regulations are published.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal

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RIN: 3045-AA39

Corporation for National and Community Service (CNCS)

Completed Actions

3103. SENIOR COMPANION PROGRAM

Priority: Info./Admin./Other

CFR Citation: 45 CFR 2551

Completed:

Reason	Date	FR Cite
NPRM	04/17/02	67 FR 18846
Correction	04/25/02	67 FR 20485
Final Action	09/27/02	67 FR 60997

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal

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RIN: 3045-AA29

3104. FOSTER GRANDPARENT PROGRAM

Priority: Info./Admin./Other

CFR Citation: 45 CFR 2552

Completed:

Reason	Date	FR Cite
NPRM	04/17/02	67 FR 18847
Final Action	09/27/02	67 FR 60999

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal

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RIN: 3045-AA30

3105. AMERICORPS GRANT REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 45 CFR 2520; 45 CFR 2521; 45 CFR 2522; 45 CFR 2524; 45 CFR 2525; 45 CFR 2526; 45 CFR 2528; 45 CFR 2550

Completed:

Reason	Date	FR Cite
Final Action	07/09/02	67 FR 45357

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local, Tribal

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RIN: 3045-AA32

[FR Doc. 02-25199 Filed 12-06-02; 8:45 am]

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