

## Equal Employment Opportunity Comm.

## Pt. 1602

Virgin Islands Department of Labor  
Washington Human Rights Commission  
West Virginia Human Rights Commission  
Wisconsin Equal Rights Division, Department of Industry, Labor and Human Relations  
Wyoming Fair Employment Practices Commission

(42 U.S.C. 2000e—12(a))

[46 FR 50367, Oct. 13, 1981. Redesignated at 56 FR 9625, Mar. 7, 1991]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 1601.80, see the List of CFR Sections Affected which appears in the Finding Aids section of the printed volume and on GPO Access.

### Subpart H—Title VII Interpretations and Opinions by the Commission

#### § 1601.91 Request for title VII interpretation or opinion.

Any interested person desiring a written title VII interpretation or opinion from the Commission may make such a request. However, issuance of title VII interpretations or opinions is discretionary.

[56 FR 9625, Mar. 7, 1991]

#### § 1601.92 Contents of request; where to file.

A request for an “opinion letter” shall be in writing, signed by the person making the request, addressed to the Chairman, Equal Employment Opportunity Commission, 1801 L Street, NW., Washington, DC 20507 and shall contain:

(a) The names and addresses of the person making the request and of other interested persons.

(b) A statement of all known relevant facts.

(c) A statement of reasons why the title VII interpretation or opinion should be issued.

[42 FR 55388, Oct. 14, 1977. Redesignated and amended at 56 FR 9625, Mar. 7, 1991]

#### § 1601.93 Opinions—title VII.

Only the following may be relied upon as a “written interpretation or opinion of the Commission” within the meaning of section 713 of title VII:

(a) A letter entitled “opinion letter” and signed by the Legal Counsel on behalf of and as approved by the Commission, or, if issued in the conduct of liti-

gation, by the General Counsel on behalf of and as approved by the Commission, or

(b) Matter published and specifically designated as such in the FEDERAL REGISTER, including the Commission’s Guidelines on Affirmative Action, or

(c) A Commission determination of no reasonable cause, issued, under the circumstances described in §1608.10 (a) or (b) of the Commission’s Guidelines on Affirmative Action, 29 CFR part 1608, when such determination contains a statement that it is a “written interpretation or opinion of the Commission.”

[49 FR 31411, Aug. 7, 1984. Redesignated at 56 FR 9626, Mar. 7, 1991]

## PART 1602—RECORDKEEPING AND REPORTING REQUIREMENTS UNDER TITLE VII AND THE ADA

### Subpart A—General

Sec.

1602.1 Purpose and scope.

1602.2–1602.6 [Reserved]

### Subpart B—Employer Information Report

1602.7 Requirement for filing of report.

1602.8 Penalty for making of willfully false statements on report.

1602.9 Commission’s remedy for employer’s failure to file report.

1602.10 Employer’s exemption from reporting requirements.

1602.11 Additional reporting requirements.

### Subpart C—Recordkeeping by Employers

1602.12 Records to be made or kept.

1602.13 Records as to racial or ethnic identity of employees.

1602.14 Preservation of records made or kept.

### Subpart D—Apprenticeship Information Report

1602.15 Requirement for filing and preserving copy of report.

1602.16 Penalty for making of willfully false statements on report.

1602.17 Commission’s remedy for failure to file report.

1602.18 Exemption from reporting requirements.

1602.19 Additional reporting requirements.

### Subpart E—Apprenticeship Recordkeeping

1602.20 Records to be made or kept.

**§ 1602.1**

1602.21 Preservation of records made or kept.

**Subpart F—Local Union Equal Employment Opportunity Report**

1602.22 Requirements for filing and preserving copy of report.

1602.23 Penalty for making of willfully false statements on reports.

1602.24 Commission's remedy for failure to file report.

1602.25 Exemption from reporting requirements.

1602.26 Additional reporting requirements.

**Subpart G—Recordkeeping by Labor Organizations**

1602.27 Records to be made or kept.

1602.28 Preservation of records made or kept.

**Subpart H—Records and Inquiries as to Race, Color, National Origin, or Sex**

1602.29 Applicability of State or local law.

**Subpart I—State and Local Governments Recordkeeping**

1602.30 Records to be made or kept.

1602.31 Preservation of records made or kept.

**Subpart J—State and Local Government Information Report**

1602.32 Requirement for filing and preserving copy of report.

1602.33 Penalty for making of willfully false statements on report.

1602.34 Commission's remedy for political jurisdiction's failure to file report.

1602.35 Political jurisdiction's exemption from reporting requirements.

1602.36 Schools exemption.

1602.37 Additional reporting requirements.

**Subpart K—Records and Inquiries as to Race, Color, National Origin, or Sex**

1602.38 Applicability of State or local law.

**Subpart L—Elementary and Secondary School Systems, Districts, and Individual Schools Recordkeeping**

1602.39 Records to be made or kept.

1602.40 Preservation of records made or kept.

**Subpart M—Elementary-Secondary Staff Information Report**

1602.41 Requirement for filing and preserving copy of report.

**29 CFR Ch. XIV (7–1–04 Edition)**

1602.42 Penalty for making of willfully false statements on report.

1602.43 Commission's remedy for school systems' or districts' failure to file report.

1602.44 School systems' or districts' exemption from reporting requirements.

1602.45 Additional reporting requirements.

**Subpart N—Records and Inquiries as to Race, Color, National Origin, or Sex**

1602.46 Applicability of State or local law.

**Subpart O—Recordkeeping for Institutions of Higher Education**

1602.47 Definition.

1602.48 Records to be made or kept.

1602.49 Preservation of records made or kept.

**Subpart P—Higher Education Staff Information Report EEO–6**

1602.50 Requirement for filing and preserving copy of report.

1602.51 Penalty for making of willfully false statements on report.

1602.52 Commission's remedy for failure to file.

1602.53 Exemption from reporting requirements.

1602.54 Additional reporting requirements.

**Subpart Q—Records and Inquiries as to Race, Color, National Origin, or Sex**

1602.55 Applicability of State or local law.

**Subpart R—Investigation of Reporting or Recordkeeping Violations**

1602.56 Investigation of reporting or recordkeeping violations.

AUTHORITY: 42 U.S.C. 2000e–8, 2000e–12; 44 U.S.C. 3501 *et seq.*; 42 U.S.C. 12117.

**Subpart A—General**

**§ 1602.1 Purpose and scope.**

Section 709 of title VII (42 U.S.C. 2000e) and section 107 of the Americans with Disabilities Act (ADA) (42 U.S.C. 12117) require the Commission to establish regulations pursuant to which employers, labor organizations, joint labor-management committees, and employment agencies subject to those Acts shall make and preserve certain records and shall furnish specified information to aid in the administration and enforcement of the Acts.

[56 FR 35755, July 26, 1991]