Message

From: Wilson, Adam [wilson.adam@epa.gov]
Sent: 4/3/2019 2:22:08 PM
To: Covington, Jeryl [Covington.Jeryl@epa.gov]; Dorka, Lilian [Dorka.Lilian@epa.gov]; Rhines, Dale [rhines.dale@epa.gov]
Subject: RE: 2019.04.03 DRAFT Informal Resolution Agreement 45RNO-16-R9 (HI ADC).docx

Good morning, everyone. I'm taking a look now. Will have edits ASAP.

From: Covington, Jeryl
Sent: Wednesday, April 03, 2019 10:07 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>; Rhines, Dale <rhines.dale@epa.gov>; Wilson, Adam <wilson.adam@epa.gov>
Subject: 2019.04.03 DRAFT Informal Resolution Agreement 45RNO-16-R9 (HI ADC).docx

I have revised the draft informal resolution contrasting the language and from other similar draft agreements. (Please review as I reviewed and edited this revision under slightly hindered conditions.)

While we have not included the public participation section, we may need to confirm with ADC whether they hold publicly involved meetings/hearings in consideration of adding the PP section.

Please note that following reg citations:

§5.100 Purpose and effective date. (which is designed to eliminate (….with certain exceptions) discrimination on the basis of sex in any education program or activity receiving Federal financial assistance, whether or not such program or activity is offered or sponsored by an educational institution….)

§5.135 Designation of responsible employee and adoption of grievance procedures.
(a) Designation of responsible employee
(b) Complaint procedure of recipient

§5.140 Dissemination of policy
(a) Notification of policy.

§ 7.85 Recipients
(g) Coordination of compliance effort. If the recipient employs fifteen (15) or more employees, it shall designate at least one person to coordinate its
efforts to comply with its obligations under this part.

§ 7.90 Grievance procedures
(b) Exception. Recipients with fewer than fifteen (15) full-time employees need not comply with this section unless the OCR finds a violation of
this part or determines that creating a grievance procedure will not significantly impair the recipient's ability to provide benefits or services.

§ 7.95 Notice of nondiscrimination
(a) Requirements (The notice must identify the responsible employee designated in accordance with § 7.85.)