

## §§ 1601.72–1601.73

longer meets the requirements of a FEP agency and should no longer be considered a FEP agency, the Chairman will so notify the affected agency and give it 15 days in which to respond to the preliminary findings. If the Chairman deems necessary, he or she may convene a hearing for the purpose of clarifying the matter. The Commission shall render a final determination regarding continuation of the agency as a FEP agency.

[45 FR 33606, May 20, 1980, as amended at 47 FR 53733, Nov. 29, 1982. Redesignated at 56 FR 9625, Mar. 7, 1991; 60 FR 46220, Sept. 6, 1995]

## §§ 1601.72–1601.73 [Reserved]

### § 1601.74 Designated and notice agencies.

The Commission has made the following designations<sup>2</sup>:

(a) The designated FEP agencies are:

Alaska Commission for Human Rights  
Alexandria (VA) Human Rights Office  
Allentown (PA) Human Relations Commission  
Anchorage (AK) Equal Rights Commission  
Anderson (IN) Human Relations Commission  
Arizona Civil Rights Division  
Arlington County (VA) Human Rights Commission<sup>3</sup>  
Austin (TX) Human Relations Commission<sup>4</sup>  
Baltimore (MD) Community Relations Commission  
Bloomington (IL) Human Relations Commission  
Bloomington (IN) Human Rights Commission

<sup>2</sup>State and local laws may change and that can affect the timeliness of a claim. It is advisable for individuals to contact the FEP agency to confirm coverage, or otherwise determine that the above designation reflects the current status of the agency under state and local law.

<sup>3</sup>The Arlington Human Rights Commission has been designated as a FEP agency for all charges except charges alleging a violation of title VII by a government, government agency, or political subdivision of the State of Virginia. For these types of charges it shall be deemed a “Notice agency” pursuant to 29 CFR 1601.71(b).

<sup>4</sup>The Austin (TX) Human Relations Commission has been designated as a FEP agency for all charges except charges alleging a violation of title VII by a government, government agency, or political subdivision of the State of Texas. For these types of charges it shall be deemed a “Notice Agency,” pursuant to 29 CFR 1601.71(b).

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Broward County (FL) Human Relations Commission  
California Department of Fair Employment and Housing  
Charleston (WV) Human Rights Commission  
City of Salina (KS) Human Relations Commission and Department  
City of Springfield (IL) Department of Community Relations  
Clearwater (FL) Office of Community Relations  
Colorado Civil Rights Commission  
Colorado State Personnel Board<sup>5</sup>  
Commonwealth of Puerto Rico Department of Labor<sup>6</sup>  
Connecticut Commission on Human Rights and Opportunity  
Corpus Christi (TX) Human Relations Commission  
Dade County (FL) Fair Housing and Employment Commission  
Delaware Department of Labor  
District of Columbia Office of Human Rights  
Durham (NC) Human Relations Commission  
East Chicago (IN) Human Rights Commission  
Evansville (IN) Human Relations Commission  
Fairfax County (VA) Human Rights Commission  
Florida Commission on Human Relations  
Fort Dodge-Webster County (IA) Human Rights Commission

<sup>5</sup>The Colorado State Personnel Board has been designated as a FEP agency for only those charges which relate to appointments, promotions, and other personnel actions that take place in the State personnel system. In addition, it has been designated as a FEP agency for all of the above mentioned charges except charges which allege a violation of section 704(a) of title VII. For this type of charge it shall be deemed a “Notice Agency” pursuant to 29 CFR 1601.71(b).

<sup>6</sup>The Commonwealth of Puerto Rico Department of Labor has been designated as a FEP agency for all charges except charges alleging a “labor union” has violated title VII; charges alleging an “employment agency” has violated title VII; and charges alleging violations of title VII by agencies or instrumentalities of the Government of Puerto Rico when they are not operating as private businesses or enterprises. For these types of charges it shall be deemed a “Notice Agency,” pursuant to 29 CFR 1601.71(b). With respect to charges alleging retaliation under section 704(a) of Title VII, the Commonwealth of Puerto Rico Department of Labor is a FEP agency for charges alleging retaliation for having opposed unlawful sexual harassment or participated in a statutory sexual harassment complaint proceeding and a “Notice Agency” for all other charges alleging violation of section 704(a) of Title VII.

## Equal Employment Opportunity Comm.

## § 1601.74

Fort Wayne (IN) Metropolitan Human Relations Commission  
Fort Worth (TX) Human Relations Commission  
Gary (IN) Human Relations Commission  
Georgia Office of Fair Employment Practices<sup>7</sup>  
Hawaii Department of Labor and Industrial Relations<sup>8</sup>  
Hillsborough County (FL) Equal Opportunity and Human Relations Department  
Howard County (MD) Human Rights Commission<sup>9</sup>  
Huntington (WV) Human Relations Commission  
Idaho Human Rights Commission  
Illinois Department of Human Rights  
Indiana Civil Rights Commission  
Iowa Civil Rights Commission  
Jacksonville (FL) Equal Employment Opportunity Commission  
Kansas City (KS) Human Relations Department  
Kansas City (MO) Human Relations Department  
Kansas Human Rights Commission  
Kentucky Commission on Human Rights  
Lee County (FL) Department of Equal Opportunity  
Lexington-Fayette (KY) Urban County Human Rights Commission  
Lincoln (NE) Commission on Human Rights<sup>10</sup>  
Louisiana (LA) Commission on Human Rights  
Louisville and Jefferson County (KY) Human Relations Commission

Madison (WI) Equal Opportunities Commission  
Maine Human Rights Commission  
Maryland Commission on Human Relations  
Mason City (IA) Human Rights Commission  
Massachusetts Commission Against Discrimination  
Michigan City (IN) Human Rights Commission  
Michigan Department of Civil Rights  
Minneapolis (MN) Department of Civil Rights  
Minnesota Department of Human Rights  
Missouri Commission on Human Rights  
Montana Human Rights Division  
Montgomery County (MD) Human Relations Commission  
Nebraska Equal Opportunity Commission  
Nevada Commission on Equal Rights of Citizens  
New Hampshire Commission for Human Rights  
New Hanover (NC) Human Relations Commission<sup>11</sup>  
New Haven (CT) Commission on Equal Opportunities  
New Jersey Division of Civil Rights, Department of Law and Public Safety  
New Mexico Human Rights Commission  
New York City (NY) Commission on Human Rights  
New York State Division on Human Rights  
North Carolina State Office of Administrative Hearings  
North Dakota Department of Labor  
Ohio Civil Rights Commission  
Oklahoma Human Rights Commission  
Omaha (NE) Human Relations Department  
Orange County (NC) Human Relations Commission  
Oregon Bureau of Labor  
Orlando (FL) Human Relations Department  
Paducah (KY) Human Rights Commission  
Palm Beach County (FL) Office of Equal Opportunity  
Pennsylvania Human Relations Commission

<sup>7</sup>The Georgia Office of Fair Employment Practices has been designated as a FEP agency for all charges covering the employment practices of the departments of the State of Georgia only.

<sup>8</sup>The Hawaii Department of Labor and Industrial Relations has been granted FEP agency designation of all charges except those filed against units of the State and local government, in which case it shall be deemed a "Notice Agency."

<sup>9</sup>The Howard County (MD) Human Rights Commission has been granted designation of all charges except those filed against agencies of Howard County in which case it shall be deemed a "Notice Agency."

<sup>10</sup>The Lincoln (NE) Commission on Human Rights has been designated as a FEP agency for all charges except (1) a charge by an "applicant for membership" alleging a violation of section 703(c)(2) of title VII (2) a charge by an individual alleging that a "joint labor-management committee" has violated section 704(a) of title VII; and (3) a charge by an individual alleging that a "joint labor-management committee" has violated section 704(b) of title VII. For those types of charges, it shall be deemed a "Notice Agency," pursuant to 29 CFR 1601.71(b).

<sup>11</sup>The New Hanover Human Relations Commission is being designated as a FEP agency for charges covering employment practices under section 706(c) of title VII and CFR 1601.70 *et seq.* (1980) within New Hanover County and "such cities within the county as may by resolution of their governing boards, permit the Ordinance of the Board of Commissioners of New Hanover County entitled 'Prohibition of Discrimination in Employment' to be applicable within such cities." This covers Wilmington City and the unincorporated area of New Hanover County. At this time Wrightsville Beach, Carolina Beach and Kure Beach are not included in this designation. For charges from these latter locales the New Hanover Human Relations Commission shall be deemed a "Notice Agency," pursuant to 29 CFR 1601.71(b).

## § 1601.75

Philadelphia (PA) Commission on Human Relations  
Pinellas County (FL) Affirmative Action Office  
Pittsburgh (PA) Commission on Human Rights  
Prince George's County (MD) Human Relations Commission  
Prince William County (VA) Human Rights Commission  
Reading (PA) Human Relations Commission  
Rhode Island Commission for Human Rights  
Richmond County (GA) Human Rights Commission  
Rockville (MD) Human Rights Commission  
St. Louis (MO) Civil Rights Enforcement Agency  
St. Paul (MN) Department of Human Rights  
St. Petersburg (FL) Human Relations Division<sup>12</sup>  
Seattle (WA) Human Rights Commission  
Sioux Falls (SD) Human Relations Commission  
South Bend (IN) Human Rights Commission  
South Carolina Human Affairs Commission  
South Dakota Division of Human Rights  
Springfield (OH) Human Relations Department  
Tacoma (WA) Human Relations Commission  
Tampa (FL) Office of Community Relations  
Tennessee Commission for Human Development  
Texas Commission on Human Rights  
Topeka (KS) Human Relations Commission  
Utah Industrial Commission, Anti-Discrimination Division  
Vermont Attorney General's Office, Civil Rights Division  
Vermont Human Rights Commission  
Virgin Islands Department of Labor  
Virginia Council on Human Rights  
Washington Human Rights Commission  
West Virginia Human Rights Commission  
Wheeling (WV) Human Rights Commission  
Wichita Falls (TX) Human Relations Commission  
Wisconsin Equal Rights Division, Department of Industry, Labor and Human Relations  
Wisconsin State Personnel Commission<sup>13</sup>

<sup>12</sup>On June 1, 1979, the St. Petersburg Office of Human Relations was designated a FEP agency for all charges except those charges alleging retaliation under section 704(a) of title VII. Accordingly, "for retaliation charges" it was deemed a "Notice Agency," pursuant to 29 CFR 1601.71(c). See 44 FR 31638. On May 23, 1979, an ordinance amended the St. Petersburg, FL Human Relations law to include charges of retaliation. Therefore, retaliation charges will be deferred to that agency effective immediately.

<sup>13</sup>The Wisconsin State Personnel Commission is being designated as a FEP agency for all charges covering the employment prac-

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Wyoming Fair Employment Practices Commission  
York (PA) Human Relations Commission  
Youngstown (OH) Human Relations Commission

(b) The designated Notice Agencies are:

Arkansas Governor's Committee on Human Resources  
Ohio Director of Industrial Relations  
Raleigh (NC) Human Resources Department, Civil Rights Unit

(Sec. 713(a) 78 Stat. 265 (42 U.S.C. 2000e-12(a)))

[46 FR 33030, June 26, 1981. Redesignated at 56 FR 9625, Mar. 7, 1991]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 1601.74, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at [www.govinfo.gov](http://www.govinfo.gov).

### § 1601.75 Certification of designated FEP agencies.

(a) The Commission may certify designated FEP agencies based upon the past, satisfactory performance of those agencies. The effect of such certification is that the Commission shall accept the findings and resolutions of designated FEP agencies in regard to cases processed under contracts with those agencies without individual, case-by-case substantial weight review by the Commission except as provided in §§ 1601.76 and 1601.77 of this part.

(b) Eligibility criteria for certification of a designated FEP agency are as follows:

(1) That the State or local agency has been a designated FEP agency for 4 years;

(2) That the State or local designated FEP agency's work product has been evaluated within the past 12 months by the Systemic Investigations and Individual Compliance Programs, Office of Program Operations, and found to be in conformance with the Commission's Substantial Weight Review Procedures (EEOC Order 916); and

(3) That the State or local designated FEP agency's findings and resolutions

tices of the agencies of the State of Wisconsin except those charges alleging retaliation under 704(a) of title VII. Accordingly, for retaliation charges, it shall be deemed a Notice Agency pursuant to 29 CFR 1601.71(b).