

(2) The agency's 30 days to respond begins upon service of the appeal.

(3) The agency record of the action shall include, at a minimum:

(i) All documents considered or relied upon by the agency in taking the action;

(ii) The notice of action and effective date;

(iii) Documents showing the appellant's appointment, service history, and probationary or trial period status;

(iv) Any written certification, noncertification, or failure-to-certify record under 5 CFR part 11;

(v) Any documents supporting the agency's basis for the action under appeal; and

(vi) A certification that the agency has produced the complete record considered by the deciding official or otherwise relied upon by the agency.

(4) The agency must produce the complete agency record to OPM. The agency must serve the appellant with the agency record, except that the agency may redact or withhold information from the copy served on the appellant to the extent necessary to comply with the Privacy Act, applicable legal privileges, classified information or national security requirements, protective orders issued by OPM, and any other applicable limitation on disclosure required by law.

§ 751.104 [Corrected]

■ 5. On page 49113, in the third column, in § 751.104(c), remove "OPM or the responsible agency may" and add in its place "OPM or the agency whose action is under appeal may", and remove "an employee of the responsible agency or OPM" and add in its place "an employee of that agency or OPM".

§ 751.105 [Corrected]

■ 6. Starting on page 49113, in the third column, in § 751.105(a) and (b), remove "an appeal under this subpart" and add in its place "an appeal under this part".

§ 751.107 [Corrected]

■ 7. On page 49114, in the third column, in § 751.107(a), remove "issued under this subpart" and add in its place "issued under this part".

§ 751.109 [Corrected]

■ 8. On page 49115, in the second column, in § 751.109(f), remove "a proceeding under this subpart" and add in its place "a proceeding under this part".

Technical Amendment

Accordingly, for the reasons stated in the preamble, OPM amends 5 CFR part 315 as follows:

PART 315—CAREER AND CAREER-CONDITIONAL EMPLOYMENT

■ 9. The authority citation for part 315 continues to read as follows:

Authority: 5 U.S.C. 1302, 3301, and 3302. E.O. 10577, 3 CFR, 1954–1958 Comp., p. 218, unless otherwise noted; E.O. 14284, 90 FR 17729. Secs. 315.601 and 315.609 also issued under 22 U.S.C. 3651 and 3652. Secs. 315.602 and 315.604 also issued under 5 U.S.C. 1104. Sec. 315.603 also issued under 5 U.S.C. 8151. Sec. 315.605 also issued under E.O. 12034, 43 FR 1917, 3 CFR, 1978 Comp., p. 111. Sec. 315.606 also issued under E.O. 11219, 30 FR 6381, 3 CFR, 1964–1965 Comp., p. 303. Sec. 315.607 also issued under 22 U.S.C. 2560. Sec. 315.608 also issued under E.O. 12721, 55 FR 31349, 3 CFR, 1990 Comp., p. 293. Sec. 315.610 also issued under 5 U.S.C. 3304(c). Sec. 315.611 also issued under 5 U.S.C. 3304(f). Sec. 315.612 also issued under E.O. 13473, 73 FR 56703, 3 CFR, 2009 Comp., p. 241. Sec. 315.613 also issued under 5 U.S.C. 9602. Sec. 315.710 also issued under E.O. 12596, 52 FR 17537, 3 CFR, 1987 Comp., p. 264.

Subpart I—Probation on Initial Appointment to a Supervisory or Managerial Position

■ 10. Amend § 315.909 by revising paragraph (b) to read as follows:

§ 315.909 Relationship to other actions.

* * * * *

(b) An action which demotes an employee to a lower grade than the one the employee left to accept the supervisory or managerial position, and an action against an employee for reasons other than supervisory or managerial performance, is governed by procedures under part 432 or 752 of this chapter, whichever is applicable. This section does not preclude an employee from filing a complaint, appeal, or other matter within the independent jurisdiction of the Equal Employment Opportunity Commission, the Merit Systems Protection Board, or the Office of Special Counsel, consistent with § 751.101(e) of this chapter.

[FR Doc. 2026–17336 Filed 8–24–26; 8:45 am]

BILLING CODE 6325–39–P

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Parts 316, 330, 351, 353, and 430

[Docket ID: OPM–2026–0107]

RIN 3206–AO86

Reduction in Force; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: The Office of Personnel Management (OPM) published a final rule in the **Federal Register** on August 3, 2026, concerning reduction in force. That document contained typographical and clerical errors in amendatory instructions and in the regulatory text. This document corrects the final rule.

DATES: Effective September 2, 2026.

FOR FURTHER INFORMATION CONTACT:

Aaron Gottesman, Senior Advisor to the Director, by email at employeeaccountability@opm.gov or by phone at (202) 606–7400.

SUPPLEMENTARY INFORMATION:

OPM published a final rule on August 3, 2026 (91 FR 49178; FR Doc. 2026–15665), amending 5 CFR parts 316, 330, 351, 353, 359, 362, and 430. The document contained typographical and clerical errors, including: amendatory instructions that do not match the current text or structure of the Code of Federal Regulations (instruction 15 directs the addition of § 330.707(w), which already exists as "[Reserved]"; instruction 36 directs revision of introductory text of § 351.802(a), which has no introductory text; and instruction 39 quotes text for removal from § 353.110(a)(1) that does not match the Code of Federal Regulations); incorrect "of this part" references to §§ 11.2 and 11.3 of this title, which are located in 5 CFR part 11; a defective list structure in the definition of "Qualified" in § 330.202 and in § 351.702(a)(4)(iv); and citation-form errors.

This document also corrects typographical and cross-reference errors in provisions of 5 CFR part 316, which the final rule likewise amended: § 316.301(c)(1) refers to a covered position "defined in (2)" rather than "defined in paragraph (c)(2) of this section"; § 316.402(b)(4) reads "30 percent or more" rather than "30 percent or more"; § 316.403(b)(1) cites § 316.402(b)(5) as the authority for noncompetitive temporary appointments of disabled veterans, although that paragraph concerns appointment under 31 U.S.C. 732(g) for current and former employees of the General Accounting Office and the correct citation is § 316.402(b)(4), appointment under 5 U.S.C. 3112 (veterans with compensable service-connected disability of 30 percent or more); § 316.403(b)(2) cites section 4114 of title 38, United States Code, which was repealed by Public Law 102–40 (May 7, 1991) and replaced by section 7405 of title 38, the current authority for temporary appointments of nurses in the Department of Veterans Affairs; and § 316.403(b)(3) ends with a period rather than a semicolon. This document adds

amendatory instructions to the final rule to correct these errors in part 316.

In addition, this rule and the Reduction in Force Appeals final rule published the same day (91 FR 49230) each revised the authority citation for part 351 with differing text; this document conforms instruction 16 to the version published in the Reduction in Force Appeals rule, which includes 5 U.S.C. 1103 and 1104, the provisions supporting the appeals function established in subpart I of part 351. This document corrects those errors before the rule's effective date. The corrections are non-substantive.

Signing Statement

The Director of OPM, Scott Kupor, reviewed and approved this document and has authorized the undersigned to electronically sign and submit this document to the Office of the Federal Register for publication.

Office of Personnel Management.

Jerson Matias,

Federal Register Liaison.

Correction

In FR Doc. 2026–15665, appearing on page 49178 in the **Federal Register** of Monday, August 3, 2026, the following corrections are made:

■ 1. On page 49215, in the third column, after amendatory instruction 1, add amendatory instructions 1a, 1b, and 1c to read as follows:

§ 316.301 [Amended]

■ 1a. Amend § 316.301 by removing, in paragraph (c)(1), the words “defined in (2)” and adding in their place the words “defined in paragraph (c)(2) of this section”.

§ 316.402 [Amended]

■ 1b. Amend § 316.402 by removing, in paragraph (b)(4), the words “30 percent of more” and adding in their place the words “30 percent or more”.

§ 316.403 [Amended]

■ 1c. Amend § 316.403 by:

- a. In paragraph (b)(1), removing the citation “§ 316.402(b)(5)” and adding in its place the citation “§ 316.402(b)(4)”;
- b. In paragraph (b)(2), removing the words “section 4114 of title 38, United States Code” and adding in their place the words “section 7405 of title 38, United States Code”; and
- c. In paragraph (b)(3), removing the period at the end of the paragraph and adding in its place a semicolon.

■ 2. On page 49216, amendatory instruction 5 is corrected to read as follows:

■ 5. Amend § 330.202, in the definition of “Qualified”, by revising paragraph (5)

and adding paragraph (6). The revision and addition read as follows:

§ 330.202 [Corrected]

■ 3. On page 49216, in § 330.202, in the definition of “Qualified”, paragraph (5)(iv) is corrected to read as follows:

(iv) Acceptable examples of the types of assessments include: structured interviews; a work-related exercise; a custom or generic procedure for measuring an employee's employment or career-related qualifications and interests; a structured resume review; or another assessment, provided that the assessment—

(A) Demonstrates job-related technical skills, abilities, and knowledge; and

(B) Is relevant for the position for which the assessment is developed; and

§ 330.609 [Corrected]

■ 4. On page 49217, in § 330.609(hh), remove “pursuant to § 11.2 of this part” and add in its place “pursuant to § 11.2 of this chapter”.

■ 5. On page 49217, amendatory instruction 15 is corrected to read as follows:

■ 15. Amend § 330.707 by revising paragraphs (v), (w), (x), and (y) to read as follows:

§ 330.707 [Corrected]

■ 6. On page 49217, in § 330.707(w), remove “pursuant to § 11.2 of this part” and add in its place “pursuant to § 11.2 of this chapter”.

■ 7. On page 49218, amendatory instruction 16 is corrected to read as follows:

■ 16. Revise the authority citation for part 351 to read as follows:

Authority: 5 U.S.C. 1103, 1104, 1302, 2301, 3502, 3503, 38 U.S.C. 4331; E.O. 14284, 90 FR 17729; 5 CFR 2.2(c). Sec. 351.801 also issued under E.O. 12828, 58 FR 2965, 3 CFR, 1993 Comp., p. 569.

§ 351.203 [Corrected]

■ 8. On page 49219, in § 351.203:

■ a. In the definition of “Initial probationary period”, remove “described in § 11.2 of this part” and add in its place “described in § 11.2 of this chapter”;

■ b. The definition of “Military spouse” is corrected to read as follows:

Military spouse means a spouse of a member of the armed forces (service member), as defined in § 315.612(b)(4)(i) of this chapter.

■ c. In the definition of “Trial period”, remove “described in § 11.3 of this part” and add in its place “described in § 11.3 of this chapter”.

§ 351.402 [Corrected]

■ 9. On page 49219, in § 351.402(b)(1), remove “Except as authorized in paragraph (b)(2),” and add in its place “Except as authorized in paragraph (b)(2) of this section,”.

§ 351.503 [Corrected]

■ 10. On page 49221, in § 351.503:

■ a. In paragraph (b)(2), remove “in accordance with § 351.501 (as augmented)” and add in its place “in accordance with paragraph (a) of this section (as augmented)”;

■ b. In paragraph (d), remove “authorized under 430.208(d) prior to the final rule prescribed at 91 FR 41521)” and add in its place “authorized under § 430.208(d) of this chapter, as in effect prior to the final rule published at 91 FR 41521 (July 7, 2026))”;

■ c. In paragraph (e)(2), remove “as authorized under 430.208(d) prior to the final rule prescribed at 91 FR 41521)” and add in its place “as authorized under § 430.208(d) of this chapter, as in effect prior to the final rule published at 91 FR 41521 (July 7, 2026))”.

§ 351.506 [Corrected]

■ 11. On page 49223, in § 351.506(c)(2), remove “under § 351.701(b) and (c))” and add in its place “under § 351.701(b))”.

§ 351.606 [Corrected]

■ 12. On page 49224, in § 351.606:

■ a. In paragraph (a)(5)(ii), remove “under parts 432 or 752 of this chapter” and add in its place “under part 432 or 752 of this chapter”; and

■ b. In paragraph (a)(5)(iii), remove “under sections 351.606(b), 351.607, or 351.608 of this chapter” and add in its place “under paragraph (b) of this section or § 351.607 or § 351.608”.

§ 351.702 [Corrected]

■ 13. On page 49226, in § 351.702(a)(4), paragraph (iv) is corrected to read as follows:

(iv) Acceptable examples of the types of assessments include: structured interviews; a work-related exercise; a custom or generic procedure for measuring an employee's employment or career-related qualifications and interests; a structured resume review; or another assessment, provided that the assessment—

(A) Demonstrates job-related technical skills, abilities, and knowledge; and

(B) Is relevant for the position for which the assessment is developed.

14. On page 49226, amendatory instruction 36 is corrected to read as follows:

36. Amend § 351.802 by adding introductory text to paragraph (a) and revising paragraphs (a)(2) and (a)(3) to read as follows:

15. On page 49226, amendatory instruction 39 is corrected to read as follows:

39. Amend § 353.110 by removing, in paragraph (a)(1), the words “Associate Director for Employment, OPM, 1900 E Street, NW, Washington, DC 20415” and adding, in their place, the words “Workforce Policy & Innovation by email at wpintake@opm.gov”.

§ 430.208 [Corrected]

■ 16. On page 49227, in § 430.208(e)(4), remove “under § 351.503(d) and (e).” and add in its place “under § 351.503(d) and (e) of this chapter.”.

[FR Doc. 2026–17335 Filed 8–24–26; 8:45 am]

BILLING CODE 6325–39–P

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 351

[Docket ID: OPM–2025–0239]

RIN 3206–AO99

Reduction in Force Appeals; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: The Office of Personnel Management (OPM) published a final rule in the **Federal Register** on August 3, 2026, concerning reduction in force appeals. That document contained typographical and citation errors in the regulatory text. This document corrects the final rule.

DATES: Effective September 2, 2026.

FOR FURTHER INFORMATION CONTACT: Aaron Gottesman, Senior Advisor to the Director, by email at employeeaccountability@opm.gov or by phone at (202) 606–7400.

SUPPLEMENTARY INFORMATION: OPM published a final rule on August 3, 2026 (91 FR 49230; FR Doc. 2026–15666), revising subpart I of 5 CFR part 351. The document contained clerical errors, including an imprecise cross-reference in § 351.902(b)(3); a garbled series in § 351.902(c)(6); the use in § 351.904(c) of the term “responsible agency,” which is undefined in part 351 (the term is defined only in § 731.503(b)(2), for purposes of part 731, subpart E); and typographical errors. This document corrects those errors before the rule’s effective date. The corrections are non-substantive.

Regulatory Review

OPM has examined this rule under Executive Orders 12866 and 13563. For the reasons discussed above, this rule is not a significant regulatory action under Executive Order 12866. This is not an E.O. 14192 regulatory action because this rule is not significant under E.O. 12866.

Signing Statement

The Director of OPM, Scott Kupor, reviewed and approved this document and has authorized the undersigned to electronically sign and submit this document to the Office of the Federal Register for publication.

Office of Personnel Management.

Jerson Matias,

Federal Register Liaison.

Correction

In FR Doc. 2026–15666, appearing on page 49230 in the **Federal Register** of Monday, August 3, 2026, the following corrections are made:

§ 351.901 [Corrected]

■ 1. On page 49263, in § 351.901(c)(1), remove “The procedures in this part are” and add in its place “The procedures in this subpart are”.

§ 351.902 [Corrected]

■ 2. On page 49264, in § 351.902:
■ a. In paragraph (b)(3), remove “an entity identified in § 351.901(c),” and add in its place “an entity identified in § 351.901(c)(3),”; and
■ b. In paragraph (c)(6), remove “filed by a party or party’s representative and OPM” and add in its place “filed by a party, a party’s representative, or OPM”.

§ 351.904 [Corrected]

■ 3. On page 49265, in § 351.904(c), remove “OPM or the responsible agency may” and add in its place “OPM or the agency whose action is under appeal may”, and remove “an employee of the responsible agency or OPM” and add in its place “an employee of that agency or OPM”.

§ 351.905 [Corrected]

■ 4. On page 49265, in § 351.905(b), remove “For the purposes of paragraph (b) of this section,” and add in its place “For purposes of this paragraph (b),”.

§ 351.909 [Corrected]

■ 5. On page 49267, in § 351.909(f), remove “protected personnel information” and add in its place “protected personal information”.

[FR Doc. 2026–17338 Filed 8–24–26; 8:45 am]

BILLING CODE 6325–39–P

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 575

[Docket IDs: OPM–2025–0004; OPM–2023–0027]

RIN 3206–AO80; 3206–AO36

Improving Performance, Accountability and Responsiveness in the Civil Service, and Recruitment and Relocation Incentive Waivers; Correcting Amendments

AGENCY: Office of Personnel Management.

ACTION: Final rule; correcting amendments.

SUMMARY: The Office of Personnel Management (OPM) is correcting technical and conforming errors arising from two recent final rules: “Improving Performance, Accountability and Responsiveness in the Civil Service,” published February 6, 2026 and effective March 9, 2026, and “Recruitment and Relocation Incentive Waivers,” published December 15, 2025 and effective February 13, 2026. The corrections make no substantive change to the regulations.

DATES: Effective August 25, 2026.

FOR FURTHER INFORMATION CONTACT:

Aaron Gottesman, Senior Advisor to the Director, by email at employeeaccountability@opm.gov or by phone at (202) 606–7400.

SUPPLEMENTARY INFORMATION:

I. Background

On December 15, 2025, OPM published a final rule at 90 FR 57867 (the incentive waivers rule) amending subparts A and B of 5 CFR part 575 to expand agency authority to approve waivers of the payment limitations on recruitment and relocation incentives and to permit recruitment incentive service periods of less than 6 months. That rule became effective February 13, 2026. On February 6, 2026, OPM published a final rule at 91 FR 5580 (the Schedule Policy/Career rule) amending several parts of title 5 of the Code of Federal Regulations, including §§ 575.104, 575.204, and 575.304 and the authority citation for part 575, to address incentive payments for employees whose positions are moved into Schedule Policy/Career. That rule became effective March 9, 2026. After publication, OPM identified the technical errors in part 575 described below, each of which has been carried into the Code of Federal Regulations.