

SUBCHAPTER B—CIVIL SERVICE REGULATIONS

PART 110—POSTING NOTICES OF NEW OPM REGULATIONS

Sec.

110.101 What are OPM's Notice and Posting System responsibilities?

110.102 What are Agency responsibilities?

AUTHORITY: 5 U.S.C. 1103.

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§ 110.101 What are OPM's Notice and Posting System responsibilities?

OPM will issue a notice that will provide information for Federal agencies, employees, managers, and other stakeholders on each of its new proposed, interim, and final regulations. Each notice will transmit:

(a) A posting notice that briefly explains the nature of the change, and provides a place for Federal agencies to indicate where the full text of the FEDERAL REGISTER notice will be available for review.

(b) A copy of the notice of rulemaking that appears in the FEDERAL REGISTER or a link to a Web site where the notice of rulemaking appears.

§ 110.102 What are Agency responsibilities?

(a) Agencies will make regulations available for review by employees, managers, and other interested parties. Federal agencies receiving the notices of rulemaking described in §110.101(b) will make those regulations available for review upon request. Each agency will complete the posting notice described in §110.101(a) indicating where and how requests to review these materials should be made.

(b) Agencies will determine posting locations and, if desired, develop supplemental announcements. Agencies will display completed posting notices in a prominent place where the notices can be easily seen and read. Agencies will choose the posting location that best fits their physical layout. Agencies may supplement these postings with announcements in employee newsletters, agency Web sites, or other communication methods. The basic re-

quirement to post the notice continues, however, even if supplemental announcement methods are used.

(c) Agencies will post notices of the new regulations even if the FEDERAL REGISTER comment date has passed. The public comment period on proposed regulations begins when a notice of proposed rulemaking is published in the FEDERAL REGISTER, not with the posting of the notice described in §110.101(a). The purpose of posting notice is solely to inform agency personnel of changes. Agencies are required to post the posting notice even if the formal deadline for comments shown in the preamble of the FEDERAL REGISTER notice of rulemaking has passed. Agencies should make every reasonable effort to minimize delays in distributing the notice described in §110.101 to their field offices.

(d) No fixed posting period. There are no minimum or maximum time limits on displaying the notice described in §110.101(a). Each office receiving a notice for posting should choose the posting period which provides the best opportunity to inform managers and employees of regulatory changes based upon office layout, geographic dispersion of employees, and other local factors.

PART 120—ADMINISTRATIVE GUIDANCE

Sec.

120.1 Purpose and scope.

120.2 Definitions applicable to this part.

120.3 Requirements for clearance.

120.4 Public access to guidance documents.

120.5 Definition of significant guidance document.

120.6 Procedure for guidance documents identified as "significant".

120.7 Notice-and-comment procedures.

120.8 Petitions to withdraw or modify guidance.

120.9 Rescinded guidance.

120.10 Exceptional circumstances.

120.11 Reports to Congress and GAO.

120.12 No judicial review or enforceable rights.

AUTHORITY: 5 U.S.C. 552(a)(1); E.O. 13891, 84 FR 55235.