

Section	Remove	Add
1040.74(a)(3), first sentence	Program	

Subpart E—Nondiscrimination on the Basis of Age—Age Discrimination Act of 1975, as Amended

■ 13. The authority citation for subpart E is revised to read as follows:

Authority: Age Discrimination Act of 1975, as amended (42 U.S.C. 6101 *et seq.*); 45 CFR part 90.

Appendix A to Subpart E to Part 1040 [Amended]

■ 14. Appendix A to subpart E to part 1040 is amended by removing the words

“or program” from the sixth column heading.

■ 15. In the table below, for each section indicated in the left column, remove the text shown in the middle column and add the text shown in the right column:

Section	Remove	Add
1040.81, last sentence	programs and activities	programs or activities
1040.82(a)	or benefits from	
1040.83(i)	programs and activities	programs or activities
1040.88(a)	Office of Equal Opportunity (OEO)	Office of Civil Rights and Diversity
1040.88(c)	program	program or activity
1040.89–1, first sentence	program and activities	programs or activities
1040.89–5(a), third sentence	Office of Equal Opportunity (OEO)	Office of Civil Rights and Diversity
1040.89–5(a), last sentence	OEO	Office of Civil Rights and Diversity
1040.89–5(b), introductory text	OEO	Office of Civil Rights and Diversity
1040.89–5(c), first sentence	OEO	Office of Civil Rights and Diversity
1040.89–6(b), second sentence	OEO	Office of Civil Rights and Diversity
1040.89–6(c), second sentence	OEO	Office of Civil Rights and Diversity
1040.89–6(e)	OEO	Office of Civil Rights and Diversity
1040.89–7(a)(1)	OEO	Office of Civil Rights and Diversity
1040.89–7(a)(3)	OEO	Office of Civil Rights and Diversity
1040.89–7(b), first sentence	OEO	Office of Civil Rights and Diversity
1040.89–9(a), introductory text	Programs	Programs or Activities
1040.89–9(a)(1), first sentence	under the program or activity involved where	for a program activity in which
1040.89–9(c)(1)	OEO	Office of Civil Rights and Diversity
1040.89–9(c)(2), first sentence	Federal	
1040.89–11	OEO	Office of Civil Rights and Diversity
1040.89–12(b)(2)	program or activity	Federal financial assistance
1040.89–13(b), introductory text	OEO	Office of Civil Rights and Diversity

Dated: May 29, 2001.

Spencer Abraham,

Secretary, Department of Energy.

SMALL BUSINESS ADMINISTRATION

13 CFR Chapter I

RIN 3245–AE59

Authority and Issuance

■ For the reasons set forth in the joint preamble, SBA amends 13 CFR chapter I, parts 112 and 117 as set forth below:

PART 112—NONDISCRIMINATION IN FEDERALLY ASSISTED PROGRAMS OF SBA—EFFECTUATION OF TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

■ 1. The authority citation for part 112 continues to read as follows:

Authority: Sec. 602, 78 Stat. 252 (42 U.S.C. 2000d-1).

■ 2. Section 112.2 is amended by adding paragraph (e) to read as follows:

§ 112.2 Application of this part.

* * * * *

(e) The terms *program* or *activity* and *program* mean all of the operations of any entity described in paragraphs (e)(1)

through (4) of this section, any part of which is extended Federal financial assistance:

(1)(i) A department, agency, special purpose district, or other instrumentality of a State or of a local government; or

(ii) The entity of such State or local government that distributes such assistance and each such department or agency (and each other State or local government entity) to which the assistance is extended, in the case of assistance to a State or local government;

(2)(i) A college, university, or other postsecondary institution, or a public system of higher education; or

(ii) A local educational agency (as defined in 20 U.S.C. 7801), system of vocational education, or other school system;

(3)(i) An entire corporation, partnership, or other private organization, or an entire sole proprietorship—

(A) If assistance is extended to such corporation, partnership, private organization, or sole proprietorship as a whole; or

(B) Which is principally engaged in the business of providing education, health care, housing, social services, or parks and recreation; or

(ii) The entire plant or other comparable, geographically separate facility to which Federal financial assistance is extended, in the case of any other corporation, partnership, private organization, or sole proprietorship; or

(4) Any other entity which is established by two or more of the entities described in paragraph (e)(1),(2), or (3) of this section.

Appendix A to Part 112 [Amended]

■ 3. The chart in appendix A to part 112 is amended by removing the heading “Name of program” and adding, in its place, the heading “Name of Federal financial assistance”; by removing the heading “Financial Programs” and adding, in its place, the heading “Federal Financial Assistance Involving Grants of Funds”; and by removing the heading “Nonfinancial Programs” and adding, in its place, the heading “Other Federal Financial Assistance”.