

Office of Federal Contract Compliance Programs

Construction Contractors—Affirmative Action Requirements: Rescission of Reporting Requirements

AGENCY: Office of Federal Contract Compliance Programs, Labor.

ACTION: Notice.

SUMMARY: As part of its regulatory reform efforts, the Department of Labor is reviewing reporting requirements placed on the public. The Office of Federal Contract Compliance Programs (OFCCP) has determined, as part of its review, that the present routine submission by covered construction contractors of the Monthly Employment Utilization Report (CC-257) is no longer necessary.

EFFECTIVE DATE: December 8, 1995.

FOR FURTHER INFORMATION CONTACT: Annie A. Blackwell, Director, Division of Policy, Planning and Program Development, OFCCP, 202-219-9430 (voice), 1-800-326-2577 (TDD). Copies of this Notice, including copies in alternative formats, may be obtained by calling OFCCP at 202-219-9430 (voice) or 1-800-326-2577 (TDD). The alternative formats available are: Large print, electronic file on computer disk, and audio-tape.

SUPPLEMENTARY INFORMATION: In accordance with Executive Order 11246 (Sections 202, 203, and 301), the equal opportunity clause included in non-exempt Government contracts and federally assisted construction contracts requires contractors to furnish all information and reports required by Executive Order 11246 and by the rules, regulations, and orders of the Secretary of Labor (41 CFR 60-1.4(a)(5), (b)(5)). Also, non-exempt Federal construction contracts and subcontracts, and federally assisted construction contracts and subcontracts include the Standard Federal Equal Employment Opportunity Construction Contract Specifications (41 CFR 60-4.3). These specifications require construction contractors and subcontractors to submit any reports relating to the provisions of the regulations as may be required by the Government (41 CFR 60-4.3(a)(14)).

For many years, the reports routinely required of construction contractors by OFCCP have taken the form of the Monthly Employment Utilization Report (CC-257). Covered construction contractors have been required to record on this form the total hours worked by all construction employees and the number of hours worked by minority and female employees by construction trade, on construction projects in a

specific area. The CC-257s are sent monthly to the OFCCP Area Office with jurisdiction over the location where the contractor's payroll records are kept.

The requirement to file the CC-257, however, has had only limited application. The report has been required only of approximately one-third of the covered construction contractors every month. Briefly, only construction work performed in geographic areas covered by minority goals under a hometown or imposed plan, as listed in the Federal Register in 1978, are required to report. (45 FR 85750; 43 FR 19473, App. B) Approximately 35,000 reports are filed each month.

The ongoing review of regulatory requirements and the identification of existing paperwork requirements which can be eliminated without significantly affecting compliance with the Executive Order has resulted in the decision to no longer require the routine preparation and submission of the CC-257. Eliminating these monthly reports will relieve the affected construction contractors of an estimated 419,000 burden hours per year currently calculated under the Paperwork Reduction Act (44 U.S.C. 3501) (OMB control number 1215-0163). Also, ending this collection of information will permit OFCCP to utilize its limited resources more efficiently.

It is important to note, however, that the Executive Order and regulations cited above continue to authorize the Secretary of Labor to require reporting from contractors subject to the regulations. It is anticipated that such reporting, generally, will be associated with instances involving the resolution of violations of the regulations and as otherwise deemed appropriate to further the purposes of the Executive Order. (For example, during the term of a construction mega project.)

Therefore, upon publication of this Notice, the routine monthly compilation and submission of the form CC-257 is no longer required from construction contractors: *Provided*, that any contractor or subcontractor required to submit such reports pursuant to an extant agreement with OFCCP shall continue to do so for the duration of the agreement.

Signed at Washington, D.C., this 17th day of November 1995.

Bernard E. Anderson,
Assistant Secretary for Employment Standards.

Shirley J. Wilcher,
Deputy Assistant Secretary for Federal Contract Compliance.

[FR Doc. 95-29978 Filed 12-7-95; 8:45 am]

BILLING CODE 4510-27-M

Bureau of Labor Statistics

Proposed Information Collection Request Submitted for Public Comment and Recommendations; Multiple Worksite Report and Report of Federal Employment and Wages

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995. This program helps to ensure that requested data can be provided in the desired format, reporting burden is minimized, reporting forms are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Bureau of Labor Statistics (BLS) is soliciting comments concerning the proposed extension of the "Multiple Worksite Report." A copy of the proposed information collection request (ICR) can be obtained by contacting the individual listed below in the address section of this notice.

DATES: Written comments must be submitted on or before February 6, 1996.

ADDRESSES: Send comments to Karin G. Kurz, BLS Clearance Officer, Division of Management Systems, Bureau of Labor Statistics, Room 3255, 2 Massachusetts Avenue, N.E., Washington, D.C. 20212.

FOR FURTHER INFORMATION CONTACT: Ms. Kurz on 202-606-7628 (this is not a toll free number).

SUPPLEMENTARY INFORMATION:

I. Background

The ES-202 Program is a Federal/State cooperative effort which compiles monthly employment and quarterly wage data. These data are collected from State Quarterly Contribution Reports submitted to State Employment Security Agencies (SESAs) by employers subject to State Unemployment Insurance (UI) laws. The ES-202 Report, produced for