

O/CONGRESSIONAL AFFAIRS  
OCA 87-5791

10 November 1987

MEMORANDUM FOR:   
Office of Congressional Affairs

VIA: Deputy Director of Personnel for  
Compensation, Automation, and Planning

FROM:   
Office of Personnel/Compensation, Automation,  
and Planning

SUBJECT: HR 3330, Federal Equal Employment Opportunity  
Act of 1987

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1. You have requested comments on subject bill introduced on 22 September 1987. We understand that this bill has been introduced in Congress every year for the past several years.

2. The Agency is subject to Title VII of the Civil Rights Act of 1964 and we do submit equal opportunity plans thereunder. Nevertheless, the information provided by the Agency is presented in general terms in order to protect sensitive information and to adhere to the mandates of section 6 of the CIA Act of 1949.

3. If and when the bill is scheduled for a hearing, we request that the Agency be exempt from the on-site investigations and audits to be conducted by the Equal Employment Opportunity Commission (EEOC) as well as from the provision granting any employee, applicant or labor organization a private cause of action to compel submission of the required report. Further, we recommend that the phrase "to the extent permitted by law" be added to the requirement to submit a five year plan and yearly reports to the EEOC. This phrase sufficiently protects sensitive personnel information from undue disclosure.

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