

ATTACHMENT 4: OFCCP'S RESPONSE TO THE REPORT

U.S. Department of Labor

Office of Federal Contract Compliance Programs
200 Constitution Avenue, N.W.
Washington, D.C. 20210



December 28, 2020

Mr. Elliot P. Lewis
Assistant Inspector General for Audit
U.S. Department of Labor
200 Constitution Avenue, NW
Washington DC 20210

Dear Mr. Lewis:

Thank you for the opportunity to review and comment on draft report no. 17-21-002-50-598, *Review of the Department of Labor's Compliance in Implementing the Requirements of Executive Order 13950*. We appreciate the Office of Inspector General's efforts and insights.

The Office of Federal Contract Compliance Programs (OFCCP) concurs with the Office of Inspector General's findings that the agency is meeting the two Executive Order (EO) 13950 requirements specified in Section 4. As of December 22, 2020, OFCCP efforts to implement the EO requirements included establishing a hotline, tracking complaints, and publishing a request for information in the Federal Register. Additionally, the agency had started processing the complaints received and reviewing them under EO 11246 and EO 13950, where applicable.

On December 22, 2020, a federal district court judge in the Northern District of California issued a preliminary injunction enjoining OFCCP from implementing, enforcing, or effectuating Section 4 of Executive Order 13950 "in any manner against any recipient of federal funding by way of contract [or] subcontract..." This preliminary injunction took effect immediately upon issuance of the order. Accordingly, please note that OFCCP is ceasing implementation and enforcement of Section 4 of EO 13950 in compliance with the Preliminary Injunction issued.

Sincerely,

Craig E. Leen
Director

ATTACHMENT 5: DOL'S RESPONSE TO THE REPORT

U.S. Department of Labor

Office of the Assistant Secretary
for Administration and Management
Washington, D.C. 20210



Mr. Elliot P. Lewis
Assistant Inspector General for Audit
U.S. Department of Labor
200 Constitution Ave. NW
Washington, DC 20210

Dear Mr. Lewis:

Thank you for the opportunity to review and comment on draft report 17-21-002-50-598, *Review of the Department of Labor's Compliance in Implementing the Requirements of Executive Order 13950*. We appreciate the Office of Inspector General's efforts and insights.

The Department's new Diversity and Inclusion training was submitted to OPM for review and approval on December 16, 2020, and OPM approved on December 18, 2020.

Should you have any questions regarding the Department's response, please have your staff contact Geoff Kenyon, Deputy Assistant Secretary for Budget and Performance, or Al Stewart, Deputy Assistant Secretary for Operations, at (202) 693-4040

Sincerely,

Bryan Slater
Assistant Secretary for
Administration and Management