

From: [Temple, Kurt](#)
To: (b)(6) Privacy, (b)(7)(C) Enf. Privacy
Subject: Your Correspondence - EPA No. 01X-24-R5
Date: Tuesday, January 30, 2024 1:16:05 PM

(b)(6) Privacy, (b)(7)(C) Enf. Privacy

Thank you for your correspondence received on January 29, 2024, by the Office of External Civil Rights Compliance (OECRC) relating to human trafficking and DNA testing.

Pursuant to EPA's nondiscrimination regulation, OECRC conducts a preliminary review of administrative complaints to determine acceptance, rejection, or referral to the appropriate Federal agency. See 40 C.F.R. § 7.120(d)(1). To be accepted for investigation, a complaint must meet the jurisdictional requirements described in EPA's nondiscrimination regulation. First, the complaint must be in writing. See 40 C.F.R. § 7.120(b)(1). Second, it must describe an alleged discriminatory act that, if true, may violate EPA's nondiscrimination regulation (i.e., an alleged discriminatory act based on race, color, national origin, sex, age, or disability). *Id.* Third, it must be filed within 180 days of the alleged discriminatory act. See 40 C.F.R. § 7.120(b)(2). Finally, the complaint must be filed against an applicant for, or recipient of, EPA financial assistance that allegedly committed the discriminatory act. See 40 C.F.R. § 7.15.)

Our Case Resolution Manual (CRM) governs how OECRC analyzes correspondence. Please see CRM sections 1.1 and 1.5 – at the following link: https://www.epa.gov/sites/default/files/2021-01/documents/2021.1.5_final_case_resolution_manual_.pdf.

Based on the above, your correspondence does not constitute a complaint that we can accept for investigation. OECRC does not have jurisdiction, and accordingly, will take no further action on this matter.

Sincerely,

Kurt T. Temple, on behalf of Anhthu Hoang, Acting Director EPA OECRC

Kurt T. Temple, Senior Advisor
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