

**PART 20—NONDISCRIMINATION  
ON THE BASIS OF AGE IN PRO-  
GRAMS OR ACTIVITIES RECEIV-  
ING FEDERAL FINANCIAL ASSIST-  
ANCE**

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AUTHORITY: Age Discrimination Act of 1975,  
as amended, 42 U.S.C. sec. 6101 *et seq.* and the  
government-wide regulations implementing  
the Act, 45 CFR Part 90.

SOURCE: 51 FR 28926, Aug. 13, 1986, unless  
otherwise noted.

EDITORIAL NOTE: Nomenclature changes to  
part 20 appear at 68 FR 51355, Aug. 26, 2003.

**Subpart A—General**

**§20.1 The purpose of DOC's age dis-  
crimination regulations.**

The purpose of these regulations is to  
set out DOC's policies and procedures  
under the Age Discrimination Act of  
1975 and the general age discrimination  
regulations at 45 CFR Part 90. The Act

and the general regulations prohibit  
discrimination on the basis of age in  
programs or activities receiving Fed-  
eral financial assistance. The Act and  
the general regulations permit feder-  
ally assisted programs or activities,  
and recipients of Federal funds, to con-  
tinue to use age distinctions and fac-  
tors other than age which meet the re-  
quirements of the Act and its imple-  
menting regulations.

**§20.2 Programs or activities to which  
these regulations apply.**

(a) The Act and these regulations  
apply to each DOC recipient and to  
each program or activity operated by  
the recipient which receives Federal fi-  
nancial assistance provided by any en-  
tity of DOC.

(b) The Act and these regulations do  
not apply to:

(1) An age distinction contained in  
that part of a Federal, State, or local  
statute or ordinance adopted by an  
elected, general purpose legislative  
body which:

(i) Provides benefits or assistance to  
persons based on age; or

(ii) Establishes criteria for participa-  
tion in age-related terms; or

(iii) Describes intended beneficiaries  
or target groups in age-related terms.

(2) Any employment practice or any  
employer, employment agency, labor  
organization, or any labor-manage-  
ment joint apprenticeship training pro-  
gram, except for any program or activ-  
ity receiving Federal financial assist-  
ance for public service employment.

**§20.3 Definitions.**

As used in these regulations, the fol-  
lowing terms are defined as follows:

(a) *Act* means the Age Discrimination  
Act of 1975, as amended (Title III of  
Pub. L. 94-135).

(b) *Action* means any act, activity,  
policy, rule, standard, or method of ad-  
ministration; or the use of any policy,  
rule, standard, or method of adminis-  
tration.

(c) *Age* means how old a person is, or  
the number of years from the date of a  
person's birth.

(d) *Age distinction* means any action  
using age or an age-related term.