

Comment from Chai Feldblum, Public Member  
November 5, 2020

I want to comment on the question for committee consideration that appears in the bubble comment for line 162:

For committee consideration: Not all of the provisions in this template will apply to all AJs. This is intended to be a comprehensive list of the types of things that *might* apply to AJs, but the agency will need to tailor it based on how its program is structured. The committee may also want to consider whether policies governing AJs are so heterogeneous that it's not worth including a model disclosure of this type.

I want to speak strongly in favor of keeping the template for the non-ALJs. Yes, the AGs are very different across the agencies. But it will still be much easier for an agency to start with the template and simply excise items that don't fit. When I think about the AJs at the EEOC, if the EEOC put out even half of this information, it would be a step forward. Having this template is an easy way to put before the agency head the type of information that ACUS believes the public deserves.