



Monthly Member Roundtable  
Top Takeaways  
October 13, 2020

The Institute is committed to keeping our members informed regarding cutting-edge developments. Below are the top highlights from Tuesday's October 13<sup>th</sup> member roundtable with Co-Chairs David Cohen and Mickey Silberman and Institute Legal Counsel Nita Beecher.

Please share these key takeaways with your internal leaders. The replay of the October Roundtable is located [here](#). Members will need login for full access.

**Highlights**

1. **Executive Order 13950.** Co-Chair Dave Cohen provided an update on The Institute's actions in response to EO 13050 which include:
  - Signing a letter with other employer organizations seeking rescission of the EO.
  - Preparing a public statement objecting to the EO and supporting affirmative action.
  - Holding meetings with OFCCP Director Leen seeking clarification on the EO's impact.
  - Sponsoring a public Town Hall on EO on 2 pm October 22<sup>nd</sup> with Director Leen and other employer organizations
2. **Practical Impact of EO.** On practice impact of EO, Co-Chair Mickey Silberman said although debarment is possible, it is not likely. If Biden wins the election, the EO is likely be rescinded quickly.
3. **Letters to federal contractors on D&I.** Silberman discussed the letters Microsoft and Wells Fargo received from OFCCP challenging their public statements in response to the #BLM protests.
4. **Religious Freedom Regulations.** Institute Legal Counsel Nita Beecher noted that OFCCP's religious freedom regulations are expected to issue very shortly which The Institute felt were too broad.
5. **AAP Verification – Comments Due 11/13/2020.** David Cohen noted that OFCCP has issued its proposal for AAP verification and that The Institute will submit comments by November 13<sup>th</sup>. The initiative would establish a portal where federal contractors can annually verify completed AAPs and can use upload documents during audits.
6. **EEOC Updates.** The Senate has confirmed three new EEOC commissioners: Keith Sanderling (R)(now Vice Chair), Andrea Lucas(R) and Joselyn Samuels (D). The EEOC issued proposed conciliation rules.

**Save the Date and [Register](#) for our next Member Roundtable Meeting: November 10, 2020 at 2 pm Eastern.**