



## FACT SHEET REQUIRED REPORTS FOR A MULTI-ESTABLISHMENT EMPLOYER

### NOTICE

Employers (i.e., filers) should read the [2023 EEO-1 Component 1 Instruction Booklet](#) (i.e., “*Instruction Booklet*”) prior to and in conjunction with using the below “fact sheet.” Filers must ensure they are complying with the EEOC’s substantive filing requirements detailed in the *Instruction Booklet* and should not refer solely to this “fact sheet” to complete their required 2023 EEO-1 Component 1 filing. The *2023 EEO-1 Component 1 Instruction Booklet* may be accessed at the following link on the EEOC’s dedicated EEO-1 Component 1 website ([www.eeocdata.org/eeo1](http://www.eeocdata.org/eeo1)):  
[www.eeocdata.org/pdfs/2023 EEO 1 Component 1 Instruction Booklet.pdf](http://www.eeocdata.org/pdfs/2023%20EEO%201%20Component%201%20Instruction%20Booklet.pdf).

The EEOC defines a multi-establishment employer as an employer with *more than one* establishment where business is conducted or where services or industrial operations are performed. A multi-establishment employer is also referred to as a multi-establishment filer for purposes of the EEO-1 Component 1 data collection.

A multi-establishment employer is required to submit and certify *all* the following three types of EEO-1 Component 1 reports (i.e., “Consolidated Report,” “Headquarters Report,” “Establishment-Level Report(s)”).

Multi-establishment employers, including, for example, parent corporations and their subsidiary holdings, must report workforce demographic data for all employees at each establishment and subsidiary establishment(s). A multi-establishment employer is not permitted to report its entire workforce on the employer’s “Headquarters Report.” Workforce demographic data for non-headquarters establishments must be reported separately for each establishment on the “Establishment-Level Report(s).”

### Headquarters Report

**The “Headquarters Report” was formerly referred to as a “Type 3” headquarters report. Beginning with the 2022 EEO-1 Component 1 data collection, this report is now known simply as a “Headquarters Report.”**

A multi-establishment employer is required to submit and certify a “Headquarters Report.” The **“Headquarters Report”** must include demographic data for all the employer’s employees at its headquarters (i.e., main office site), as well as any remote employees who report to the employer’s headquarters, categorized by job category and sex and race or ethnicity.



Please note that if an employer's headquarters is a holding company, or similar type entity, with zero employees, it is still necessary for the employer to file as a multi-establishment employer. The filing requirements for the EEO-1 Component 1 data collection are based on employee counts across all establishments of the employer (i.e., a total of 100 or more employees and 50 or more employees for federal contractors meeting certain criteria). For example, if a holding company has non-headquarters establishments which total 100 or more employees (or 50 or more employees for federal contractors meeting certain criteria), the holding company must file as a multi-establishment employer and submit a "Headquarters Report" for the holding company and "Establishment-Level Report" for each of its establishments.

### Establishment-Level Report

The "Establishment-Level Report" replaces the former "Type 4" and "Type 8" non-headquarters establishment reports and the former "Type 6" establishment list report. Beginning with the 2022 EEO-1 Component 1 data collection, a non-headquarters establishment report is now known simply as an "Establishment-Level Report."

A multi-establishment employer is required to submit and certify an "Establishment-Level Report" for *each* non-headquarters establishment of the employer regardless of the number of employees at the establishment. The "Establishment-Level Report" must include demographic data for all the employer's employees at each establishment, as well as any remote employees who report to the establishment, categorized by job category and sex and race or ethnicity.

Please note that if establishments are located at the same address (including, for example, suite number) *and* have *both* the same NAICS code *and* the same EIN, the establishments *must* be combined into a single "Establishment-Level Report." Such establishments are considered one establishment for purposes of EEO-1 Component 1 reporting.

Beginning with the 2022 EEO-1 Component 1 data collection, multi-establishment employers will no longer be required to file a separate "type" of establishment report based on the size of an individual non-headquarters establishment (i.e., establishments with 50 or more employees or establishments with fewer than 50 employees).

Rather, in place of the "Type 4" and "Type 8" establishment reports and the former "Type 6" establishment list report, there will be a newly named "Establishment-Level Report." All multi-establishment employers will use an "Establishment-Level Report" to submit establishment-level employee demographic data for each of their non-headquarters establishment(s) regardless of size.

With this change, a multi-establishment employer will no longer have to take the additional step of counting employees in each establishment to determine whether to file a "Type 4" or "Type 8" establishment report. Multi-establishment employers will still be required to submit a



“Headquarters Report” and a “Consolidated Report.” However, all individual “Consolidated Reports” for multi-establishment employers will be auto-populated and auto-generated with data from their “Headquarters Report” and each “Establishment-Level Report” within the *OFS*. Please note that the *2023 EEO-1 Component 1 Data File Upload Specifications*<sup>1</sup> will allow users to indicate an “Establishment-Level Report” by using a Status Code (Field 2) of either 4 or 8 (i.e., filers can leverage either code to indicate an “Establishment-Level Report” when using the data file upload option to report workforce demographic data). Selecting either Status Code (4 or 8) will have the identical effect of indicating that a report is an “Establishment-Level Report.”

Please note that if during the employer’s selected “workforce snapshot period,” an establishment had zero employees, the employer should not file an “Establishment-Level Report” for that establishment. If the establishment appears in the employer’s list of establishments from the previous reporting cycle, the filer should delete the establishment with zero employees from its list.

### Consolidated Report

**The “Consolidated Report” was formerly referred to as a “Type 2” consolidated report. Beginning with the 2022 EEO-1 Component 1 data collection, this report is now known simply as a “Consolidated Report.”**

A multi-establishment employer is required to submit and certify a “Consolidated Report.” The **“Consolidated Report”** must include workforce demographic data for all the multi-establishment employer’s employees (i.e., all employees at the employer’s headquarters and all its establishments) categorized by job category and sex and race or ethnicity. In other words, the total number of employees in the “Headquarters Report” *plus* the total number of employees in all the multi-establishment employer’s “Establishment-Level Report(s)” *must* equal the total number of employees in the “Consolidated Report.”

With the discontinuation of the “Type 6” establishment list report,<sup>2</sup> a “Consolidated Report” is now auto-populated and auto-generated with data from a multi-establishment employer’s “Headquarters Report” and “Establishment-Level Report(s)” within the EEOC’s electronic, web-based *EEO-1 Component 1 Online Filing System (OFS)* for all multi-establishment employers. The “Consolidated Report” will be generated by the *EEO-1 Component 1 Online Filing System (OFS)* once the “Headquarters Report” and all “Establishment-Level Report(s)” have been completed by the filer.

<sup>1</sup> The *2023 EEO-1 Component 1 Data File Upload Specifications* may be found on the EEOC’s dedicated EEO-1 Component 1 website at [www.eeocdata.org/eeo1](http://www.eeocdata.org/eeo1).

<sup>2</sup> The former “Type 6” establishment list report contained the name and address of *each* non-headquarters establishment with fewer than 50 employees, as well as the total number of employees at each establishment. A multi-establishment employer choosing the option to submit a “Type 6” establishment list report, instead of a “Type 8” report, was required to *manually* enter employee demographic data by job category and sex and race or ethnicity into the accompanying “Type 2” consolidated report for every employee of every establishment included on the “Type 6” establishment list report.



Although a “Consolidated Report” is now auto-populated and auto-generated in the *OFS*, a multi-establishment employer is *still* responsible for ensuring that the total employee count in the “Consolidated Report” matches the total number of employees the filer is reporting in its “Headquarters Report” and “Establishment-Level Report(s)” *prior* to certification. An employer must also ensure that it has reported for *all* its establishments. For example, if an employer has 200 establishments, but only reported data for 150 establishments, the “Consolidated Report” will only reflect the data for establishments submitted by the filer (i.e., 150). It is the responsibility of the employer to ensure that data for each of its establishments has been submitted and that the “Consolidated Report” matches that number.

As discussed in the section of the [2023 EEO-1 Component 1 Instruction Booklet](#) entitled “**REPORTING BY SEX**,” the EEO-1 Component 1 data collection currently provides only binary options (i.e., male or female) for reporting employee counts by sex, job category, and race or ethnicity.<sup>3</sup> However, employers may *voluntarily* choose to report employee demographic data for non-binary employees – that is, employees who do not identify as exclusively male or female – by sex (i.e., non-binary), job category and race or ethnicity in the “comments” section of the report(s). Employers that voluntarily choose to report non-binary employees in the “comments” section of the report(s) should not assign such employees to the male or female categories or any other categories (i.e., job category and race or ethnicity) within the report(s). For additional information on the voluntary reporting of non-binary employees, please refer to the section of the Instruction Booklet entitled “**REPORTING BY SEX**.”

## EEOC 2023 EEO-1 Component 1 Data Collection

All updates about the 2023 EEO-1 Component 1 data collection, including the *2023 EEO-1 Component 1 Instruction Booklet* and the *2023 EEO-1 Component 1 Data File Upload Specifications*, are available on the EEOC’s dedicated EEO-1 Component 1 website at [www.eeocdata.org/eeo1](http://www.eeocdata.org/eeo1).

To further assist filers, the EEOC provides supplementary resource materials (e.g., user’s guide; frequently asked questions (FAQs); fact sheets; mini help desk guides) at the opening of each data collection. Access by registered *EEO-1 Component 1 Online Filing System (OFS)* account holders to these supplementary resource materials is available through the EEOC’s dedicated EEO-1 Component 1 data collection website at [www.eeocdata.org/eeo1](http://www.eeocdata.org/eeo1).

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<sup>3</sup> The *2023 EEO-1 Component 1 Instruction Booklet* may be accessed at the following link on the EEOC’s dedicated EEO-1 Component 1 website ([www.eeocdata.org/eeo1](http://www.eeocdata.org/eeo1)): [www.eeocdata.org/pdfs/2023 EEO 1 Component 1 Instruction Booklet.pdf](http://www.eeocdata.org/pdfs/2023%20EEO%201%20Component%201%20Instruction%20Booklet.pdf).



The deadline to file the 2023 EEO-1 Component 1 report is **11:00 pm ET (i.e., Eastern Time) on Tuesday, June 4, 2024** (i.e., “Published Due Date”). Following the **Tuesday, June 4, 2024** “Published Due Date” deadline, the EEOC will enter the “Failure to File” phase. All employers who have *not submitted and certified* their mandatory 2023 EEO-1 Component 1 report(s) by the **Tuesday, June 4, 2024** “Published Due Date” deadline will receive a “Notice of Failure to File” from the EEOC instructing them to submit and certify their data *as soon as possible, and no later than 11:00 pm ET (i.e., Eastern Time) on Tuesday, July 9, 2024* (i.e., “Failure to File” deadline). After the **Tuesday, July 9, 2024** “Failure to File” deadline passes, *no* additional 2023 EEO-1 Component 1 report(s) will be accepted, and eligible employers will be *out of compliance* with their mandatory 2023 EEO-1 Component 1 filing obligations.

**The EEO-1 Component 1 report is a mandatory annual data collection that requires all private sector employers with 100 or more employees, and federal contractors with 50 or more employees meeting certain criteria, to submit workforce demographic data, including data by job category and sex and race or ethnicity, to the EEOC. The authorities under which EEO-1 Component 1 data are collected include: Section 709(c) of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000e, *et seq.*, and Sections 1602.7-1602.14, Chapter XIV, Title 29 of the Code of Federal Regulations (CFR); Exec. Order No. 11246, 30 FR 12319 (Sept. 24, 1965) and 40 CFR 60-1.7(a).**