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November 12, 1985

Mr. Gary D. Jackson
Regional Director
U.S. Department of Education
Region X
M/S 106, 2901 Third Avenue
Seattle, Washington 98121

Re: Ricks College

Dear Mr. Jackson:

In your correspondence to former President Bruce Hafen of Ricks College, Rexburg, Idaho of March 22, 1985, you requested additional information from the College to allow for processing of Ricks College's religious exemption for Title IX of the Education Amendments of 1979 (Title IX). A copy of this request is attached as item 1.

Dr. Hafen responded to you in correspondence of May 7, 1985, a copy of which is attached as item 2, which Dr. Hafen identified as an "initial response" (p. 3, paragraph 2 of Hafen correspondence) and which identified some of the Title IX regulatory provisions for which an exemption was requested, without foreclosing the opportunity to claim further exemptions as needed (p. 4, paragraph 3 of Hafen correspondence). Of particular significance were the requested exemptions identified in subparagraph 1 of page 4 of Dr. Hafen's letter. Exemptions from the identified regulations were claimed to the extent they prohibit certain inquiries or actions based upon the marital or parental status or the pregnancy or termination of pregnancy of present or prospective students or employees. In addition, Dr. Hafen noted that the Church of Jesus Christ of Latter-day Saints, which sponsors the college, teaches that certain distinctions based on gender, particularly as they relate to matters of family life, are both religiously significant and that the Church teachings about such matters as marriage, chastity, abortion and the roles of husbands, wives and children are fundamental religious doctrines (p.4, paragraph 2 of Hafen correspondence). As you know, these requested exemptions were allowed. (See correspondence of Frederick T. Ciuffi to Dr. Hafen of June 24, 1985, attached as item 3.)

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Ricks College now requests that, based upon the information supplied in the correspondence of May 7, 1985, that an exemption to 12 CFR 106.39 be extended to the College effective retroactive to the College's initial request for exemption of November 17, 1975.

Best Regards,

HANSEN, BOYLE, BEARD & MARTIN, CHARTERED

Michael R. Orme
Michael R. Orme

kmt:3669f

Enclosures

cc: Bruce Hafen