DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

JAN 21 1980

Reverend Claude Jarmakiewicz
President - Academic Dean
St. Hyacinth College and Seminary
Coventual Franciscan Friars
Granby, Massachusetts 01033

AROBINSON:SSOLOMON:mac:1/15/79

Dear Reverend Jarmakiewicz:

This is to advise you that the Department of Health, Education, and Welfare has reviewed your request for an exemption from the admission provisions of the regulation which implements Title IX of the Education Amendments of 1972. We regret the long lapse in responding to your request.

As you know, Section 86.12 of the regulation specifically exempts an institution from complying with any provision of the regulation which conflicts with the religious tenets of the church sponsoring the institution.

Based on the information which you provided in your letter (copy enclosed), we have determined that it was not necessary for St. Hyacinth College and Seminary to apply for a religious exemption from the admission and recruitment provisions of the Title IX regulation since it is a private undergraduate institution of higher education. Specifically, private undergraduate institutions are automatically exempt from complying with Subpart C of the regulation which prohibits discrimination in the admission and recruitment of students. This exemption is provided for in Section 86.15(e) of the regulation.

This statutory exemption from the admission and recruitment provisions of Subpart C does not relieve the institution of its obligation to comply with the regulation as it may relate to graduate or other programs. Should there be conflicts in that regard, it would be necessary for you to request exemption from specific provisions of the regulation which are deemed to be inconsistent with certain tenets of your faith.

If there are questions you may write or call me or Mr. Waite Madison, Chief, Compliance and Technical Review Branch, at (202) 472-7413.

Sincerely yours,

/s/

James K. Wego, Acting Director
Postsecondary Education Division
Office of Compliance and Enforcement
Office for Civil Rights

Enclosure

OFFICE	SURNAME	DATE	OFFICE	SURNAME	DATE	OFFICE	SURNAME	DATE
				WHM	1/16			
OSED	Solomon	1/15/80		JKWego	1/16/80			
	Robinson	1/16						

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