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THE WHITE HOUSE

WASHINGTON

May 22, 1975

ADMINISTRATIVELY CONFIDENTIAL

MEMORANDUM FOR: JIM CANNON

FROM: JERRY H.  JONES

SUBJECT: Title IX Regulation on
Sex Discrimination

Your memorandum to the President of May 21 on the above subject has been reviewed and your recommendation -- approve the Title IX regulation with the "old" enforcement provisions, pending adoption of the consolidated procedure applicable to all HEW civil rights programs -- was approved.

Please follow-up with the appropriate action.

Thank you.

cc: Don Rumsfeld

THE WHITE HOUSE

WASHINGTON

May 21, 1975

MEMORANDUM FOR THE PRESIDENT

FROM: Jim Cannon *JMC*
SUBJECT: Title IX Regulation on Sex Discrimination

It is my understanding that you have concurred in all but one of the recommendations set forth in my May 15 memorandum to you concerning the subject. The remaining open issue involves the question of enforcement of the proposed regulation.

As you recall, Cap has recommended that the enforcement provisions of the Title IX regulation reflect the new, non-complaint-oriented posture of the Department. This recommendation is based primarily on the fact that HEW is currently being sued for failure to investigate several hundred complaints which have been filed under Title IX and Cap is concerned that, without the new language, the District Court will rule against HEW.

Your advisers, on the other hand, have recommended that the Title IX regulation be submitted to Congress as originally submitted to you, with the "old" language regarding enforcement. This recommendation is based primarily on the belief that the last-minute inclusion of the "new" enforcement procedure in the Title IX regulation, without giving women's groups an opportunity to comment thereon, will be deeply and publicly resented by them. Dick Parsons of my staff has recently had a conversation with several representatives of women's groups which confirms this belief.

RECOMMENDATION:

I, therefore, recommend that you approve the Title IX regulation with the "old" enforcement provisions, pending adoption of the consolidated procedure applicable to all HEW civil rights programs.

Agree

JMC

Disagree _____