

§ 41.545 Pre-employment inquiries.

(a) *Marital status.* A recipient shall not make pre-employment inquiry as to the marital status of an applicant for employment, including whether such applicant is “Miss” or “Mrs.”

(b) *Sex.* A recipient may make pre-employment inquiry as to the sex of an applicant for employment, but only if such inquiry is made equally of such applicants of both sexes and if the results of such inquiry are not used in connection with discrimination prohibited by these Title IX regulations.

§ 41.550 Sex as a bona fide occupational qualification.

A recipient may take action otherwise prohibited by §§ 41.500 through 41.550 provided it is shown that sex is a bona fide occupational qualification for that action, such that consideration of sex with regard to such action is essential to successful operation of the employment function concerned. A recipient shall not take action pursuant to this section that is based upon alleged comparative employment characteristics or stereotyped characterizations of one or the other sex, or upon preference based on sex of the recipient, employees, students, or other persons, but nothing contained in this section shall prevent a recipient from considering an employee’s sex in relation to employment in a locker room or toilet facility used only by members of one sex.

Subpart F—Procedures**§ 41.600 Notice of covered programs.**

Within 60 days of September 29, 2000, each Federal agency that awards Federal financial assistance shall publish in the FEDERAL REGISTER a notice of the programs covered by these Title IX regulations. Each such Federal agency shall periodically republish the notice of covered programs to reflect changes in covered programs. Copies of this notice also shall be made available upon request to the Federal agency’s office that enforces Title IX.

§ 41.605 Enforcement procedures.

The investigative, compliance, and enforcement procedural provisions of

Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) (“Title VI”) are hereby adopted and applied to these Title IX regulations. These procedures may be found at 10 CFR 4.21 through 4.75.

[65 FR 52892, Aug. 30, 2000]

**PART 44—FINANCIAL ASSISTANCE,
LOCAL GOVERNMENTS**

Sec.

GENERAL INFORMATION

- 44.10 What is the purpose of this subpart?
44.11 What are the definitions of terms used in this subpart?
44.12 Who is eligible to receive PILT payments?

**PAYMENTS TO LOCAL GOVERNMENTS
CONTAINING ENTITLEMENTS LANDS**

- 44.20 How does the Department process payments to local governments whose jurisdictions contain entitlement lands?
44.21 How does the Department calculate payments to local governments whose jurisdictions contain entitlement lands?
44.22 Are there any special circumstances that affect the way the Department calculates PILT payments?
44.23 How does the Department certify payment computations?
44.30 How does the Department make payments for acquired lands?
44.31 How does the Department calculate payments for acquired lands?

PAYMENTS TO LOCAL GOVERNMENTS FOR INTEREST IN LANDS IN THE REDWOOD NATIONAL PARK OR LAKE TAHOE BASIN

- 44.40 How does the Department process payments for lands in the Redwood National Park or Lake Tahoe Basin?
44.41 How does the Department calculate payments for lands in the Redwood National Park or Lake Tahoe Basin?

STATE AND LOCAL GOVERNMENTS’ RESPONSIBILITIES AFTER THE DEPARTMENT DISTRIBUTES PAYMENTS

- 44.50 What are the local governments’ responsibilities after receiving payments under this part?
44.51 Are there general procedures applicable to all PILT payments?
44.52 May a State enact legislation to reallocate or redistribute PILT payments?
44.53 What will the Department do if a State enacts distribution legislation?
44.54 What happens if a State repeals or amends distribution legislation?
44.55 Can a unit of general local government protest the results of payment computations?