

## CHAPTER I—OFFICE FOR CIVIL RIGHTS, DEPARTMENT OF EDUCATION

---

<i>Part</i>		<i>Page</i>
100	Nondiscrimination under programs receiving Federal assistance through the Department of Education effectuation of title VI of the Civil Rights Act of 1964 .....	337
101	Practice and procedure for hearings under part 100 of this title .....	358
104	Nondiscrimination on the basis of handicap in programs or activities receiving Federal financial assistance .....	369
105	Enforcement of nondiscrimination on the basis of handicap in programs or activities conducted by the Department of Education .....	402
106	Nondiscrimination on the basis of sex in education programs or activities receiving Federal financial assistance .....	408
110	Nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance .....	427



**PART 100—NONDISCRIMINATION  
UNDER PROGRAMS RECEIVING  
FEDERAL ASSISTANCE THROUGH  
THE DEPARTMENT OF EDUCATION  
EFFECTUATION OF TITLE VI OF  
THE CIVIL RIGHTS ACT OF 1964**

- Sec.  
100.1 Purpose.  
100.2 Application of this regulation.  
100.3 Discrimination prohibited.  
100.4 Assurances required.  
100.5 Illustrative application.  
100.6 Compliance information.  
100.7 Conduct of investigations.  
100.8 Procedure for effecting compliance.  
100.9 Hearings.  
100.10 Decisions and notices.  
100.11 Judicial review.  
100.12 Effect on other regulations; forms  
and instructions.  
100.13 Definitions.

APPENDIX A TO PART 100—FEDERAL FINAN-  
CIAL ASSISTANCE TO WHICH THESE REGU-  
LATIONS APPLY

APPENDIX B TO PART 100—GUIDELINES FOR  
ELIMINATING DISCRIMINATION AND DENIAL  
OF SERVICES ON THE BASIS OF RACE,  
COLOR, NATIONAL ORIGIN, SEX, AND HAND-  
ICAP IN VOCATIONAL EDUCATION PROGRAMS

AUTHORITY: Sec. 602, 78 Stat. 252; 42 U.S.C.  
2000d-1, unless otherwise noted.

SOURCE: 45 FR 30918, May 9, 1980, unless  
otherwise noted.

**§100.1 Purpose.**

The purpose of this part is to effec-  
tuate the provisions of title VI of the  
Civil Rights Act of 1964 (hereafter re-  
ferred to as the "Act") to the end that  
no person in the United States shall;  
on the ground of race, color, or na-  
tional origin, be excluded from partici-  
pation in, be denied the benefits of, or  
be otherwise subjected to discrimina-  
tion under any program or activity re-  
ceiving Federal financial assistance  
from the Department of Education.

(Authority: Sec. 601, Civil Rights Act of 1964;  
78 Stat. 252; 42 U.S.C. 2000d)

**§100.2 Application of this regulation.**

This regulation applies to any pro-  
gram to which Federal financial assist-  
ance is authorized to be extended to a  
recipient under a law administered by  
the Department, including the Federal  
financial assistance listed in appendix  
A of this regulation. It applies to  
money paid, property transferred, or

other Federal financial assistance ex-  
tended after the effective date of the  
regulation pursuant to an application  
approved prior to such effective date.  
This regulation does not apply to (a)  
any Federal financial assistance by  
way of insurance or guaranty con-  
tracts, (b) money paid, property trans-  
ferred, or other assistance extended be-  
fore the effective date of this regula-  
tion, (c) the use of any assistance by  
any individual who is the ultimate ben-  
eficiary, or (d) any employment prac-  
tice, or any employer, employment  
agency, or labor organization, except  
to the extent described in §100.3. The  
fact that a type of Federal assistance is  
not listed in appendix A shall not  
mean, if title VI of the Act is otherwise  
applicable, that a program is not cov-  
ered. Federal financial assistance  
under statutes now in force or hereina-  
fter enacted may be added to this list  
by notice published in the FEDERAL  
REGISTER.

(Authority: Secs. 602, 604, Civil Rights Act of  
1964; 78 Stat. 252, 253; 42 U.S.C. 2000d-1, 2000d-  
3)

[45 FR 30918, May 9, 1980, as amended at 65  
FR 68053, Nov. 13, 2000]

**§100.3 Discrimination prohibited.**

(a) *General.* No person in the United  
States shall, on the ground of race,  
color, or national origin be excluded  
from participation in, be denied the  
benefits of, or be otherwise subjected  
to discrimination under any program  
to which this part applies.

(b) *Specific discriminatory actions pro-  
hibited.* (1) A recipient under any pro-  
gram to which this part applies may  
not, directly or through contractual or  
other arrangements, on ground of race,  
color, or national origin:

(i) Deny an individual any service, fi-  
nancial aid, or other benefit provided  
under the program;

(ii) Provide any service, financial aid,  
or other benefit to an individual which  
is different, or is provided in a different  
manner, from that provided to others  
under the program;

(iii) Subject an individual to segrega-  
tion or separate treatment in any mat-  
ter related to his receipt of any service,  
financial aid, or other benefit under  
the program;