

## § 618.540

service, or benefit to members of the other sex.

### § 618.540 Advertising.

A recipient shall not in any advertising related to employment indicate preference, limitation, specification, or discrimination based on sex unless sex is a bona fide occupational qualification for the particular job in question.

### § 618.545 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.

### § 618.550 Sex as a bona fide occupational qualification.

A recipient may take action otherwise prohibited by §§ 618.500 through 618.550 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

### § 618.600 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

## 45 CFR Ch. VI (10–1–06 Edition)

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.

### § 618.605 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 45 CFR part 611.

## PART 620—GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)

### Sec.

- 620.25 How is this part organized?
- 620.50 How is this part written?
- 620.75 Do terms in this part have special meanings?

### Subpart A—General

- 620.100 What does this part do?
- 620.105 Does this part apply to me?
- 620.110 What is the purpose of the non-procurement debarment and suspension system?
- 620.115 How does an exclusion restrict a person's involvement in covered transactions?
- 620.120 May we grant an exception to let an excluded person participate in a covered transaction?
- 620.125 Does an exclusion under the non-procurement system affect a person's eligibility for Federal procurement contracts?
- 620.130 Does exclusion under the Federal procurement system affect a person's eligibility to participate in nonprocurement transactions?
- 620.135 May the National Science Foundation exclude a person who is not currently participating in a nonprocurement transaction?
- 620.140 How do I know if a person is excluded?
- 620.145 Does this part address persons who are disqualified, as well as those who are excluded from nonprocurement transactions?

### Subpart B—Covered Transactions

- 620.200 What is a covered transaction?
- 620.205 Why is it important to know if a particular transaction is a covered transaction?