

establishment of this basic goal to assure that no person is excluded, and so on and so forth?

What is the basic authority of establishment of these guidelines? I am talking about the Civil Rights Act and not elementary and secondary education.

Mr. LIBASSI. Under the Civil Rights Act we have adopted general rules and regulations which must be approved by the President.

These are what are known as the title VI regulations. The title VI regulations applies to all programs in the department and provides that each of the operating agencies will issue instructions, informational materials, guides which would be applicable to the particular programs that they administer.

We found that when we simply announced the school districts that they should prepare desegregation plans that they were left at a great loss as to what the desegregation plans should include, what the requirements ought to be, what the Office of Education would accept. So the school officials themselves asked for some policy guidance as to what the desegregation plan should include and what we would accept as an appropriate desegregation plan so the first step of guidelines were prepared at the request of school superintendents in an effort to enable them to prepare their plans.

At a recent meeting I asked the superintendents in one State if they thought we ought to abolish the guidelines and just allow them to try to work it out on their own and there was very strong feeling that they needed some indication from us as to what was expected of them under the regulation.

Mr. DELLENBACK. Are these guidelines a single set of guidelines applicable to all schools in all areas or are there different ones for one set of schools and a different set for another area?

Mr. LIBASSI. The guidelines are applicable to all of the districts. They provide if a school district is operating a single non racial school system, as most of the northern districts do, they should file a particular document. This is provided for under the guidelines.

I might add, incidentally, that there is a growing number of school districts in the South that are also submitting a document that states they are now completely desegregated.

This is provided for under the guidelines.

The guidelines then provide if the district was operating a dual school system and was constitutionally obligated to desegregate the school system, then it must submit a plan for desegregation and most of the guidelines deal with the provisions for the plan.

The fact is in the 17 Southern States that were formerly segregated by law the bulk of the impact of the guidelines is applicable to the Southern States.

Mr. DELLENBACK. Are they published in the Federal Register?

Mr. LIBASSI. Yes, they are, and I have copies I would be glad to make available to the committee.

Mr. DELLENBACK. Are there methods for establishing these guidelines?

Mr. LIBASSI. The guidelines issued for September 1966 have been reissued for September 1967 already without change. One of the basic criticisms of our program in the past was that the guidelines were is-