
BRAZOS TRANSIT DISTRICT
(THE DISTRICT)

TITLE VI

July 2011

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Policy of Nondiscrimination

Brazos Transit District assures that no person shall on the grounds of race, color, or national origin, as provided by Title VI of the Civil Rights Act of 1964, and the Civil Rights Restoration Act of 1987 be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any Brazos Transit District sponsored program or activity.

Brazos Transit District further assures every effort will be made to ensure nondiscrimination in all of its programs and activities, whether those programs and activities are federally funded or not.

Dissemination

The following notice is posted on the Brazos Transit District website at www.btd.org, and is printed on our Maps & Schedules, Brochures and Rider Guides.

The District is committed to providing non-discriminatory service and does not discriminate as to age, sex, color, race, national origin, religion or non-religion, or disability. If you feel that you have been discriminated against you may file a complaint by calling (979)778-0607 ext 7008, or 1-800-272-0039, via email to customer care@btd.org, or by mail to: Customer Care, 1759 N. Earl Rudder Freeway, Bryan, Texas, 77803. For additional information regarding The District's obligations under Title VI call 1-800-272-0039.

Lawsuits and Complaints

Brazos Transit District has had no complaints alleging service delivery discrimination or denial of transit benefits since the last Title VI submission.

Complaint Procedures

Title VI Complaints are to be completed on the Title VI Form which has specific details relating to Title VI complaints. All Title VI complaints are to be sent to the Operations Director and the Director of Administration. The Operations Director will investigate the complaint. If the complaint is found to be valid, immediate measures will be taken to resolve the complaint. If the operations director finds the complaint to be invalid, it will be turned over to the Director of Administration for review. If the Director of Administration agrees with the operations director the complainant will be notified that the complaint does not have merit.

If the complainant disagrees with the district's response, the complainant may appeal the response by submitting a written appeal to the President/CEO.

If the complainant is dissatisfied with the response or resolution to the complaint they may also file a complaint with the Texas Department of Transportation or with the Federal Transit Administration (FTA).

A listing of title VI complaints and/or lawsuits must be kept. This must include the date of the investigation, lawsuit, or complaint was filed; a summary of the allegation(s); the status of the investigation, lawsuit, or complaint; and actions taken by Brazos Transit District in response to the investigation, lawsuit, or complaint. Any title VI complaints or lawsuits must be included with the title VI submission to FTA.

Public Outreach & Participation

The Marketing Director meets with community organizations to make people aware of our services. All Maps, brochures and notices are printed in English and Spanish. We also have a contact with LULAC to distribute information.

Fixed Route modification in Lufkin & Nacogdoches: Notices were printed in English and Spanish and placed in the local newspapers, transfer points, and in all of the buses. The proposed map modifications in were displayed in English and Spanish at the Transfer Point and the Administrative office.

All notices are printed in English and Spanish and are placed in the local newspapers, transfer points, and in the buses. The District will hold public meetings in the evenings at our Transfer Points, or at an accessible location preferably along the Fixed Routes. Written or oral comments will be taken at the meetings. Interrupters will be provided at public hearings & meetings when requested.

Level of Service

All of our fixed routes operate on one-hour headways, and passengers may board anywhere along the route. Our fleet is divided evenly among the routes in regards to year and type of bus in service.

Construction Projects

Brazos Transit District does not anticipate beginning any new construction projects in the next three years.

Current Construction Projects that will be completed this year:
Roy Kelly Parking Garage and Terminal in Bryan
Sterling Ridge Park & Ride in The Woodlands

Limited English Proficiency (LEP)

1. The number and proportion of LEP persons served or encountered in the eligible service population;
Over our entire service area 25.97% Spanish speakers speak English “not well” or “not at all”
2. The frequency with which LEP individuals come into contact with the program, activity, or service;
Dispatch does not receive many Spanish speaking clients. With the Spanish speaking dispatchers we have we are able to handle these. We do not go though many Spanish maps, brochures or other printed material.
3. The nature and importance of the program, activity, or service provided by the program;
Providing public transportation access to LEP persons is crucial. An LEP person’s inability to utilize effectively public transportation may adversely affect his or her ability to obtain health care, education, or access to employment.
4. The resources available to the recipient and costs;
Maps and brochures are printed in English and Spanish, as well as any notices that are placed in the buses and Transfer Points. All Legal & Public notices are printed in English and Spanish and placed in the local newspapers, transfer points, and in the buses. Interrupters will be provided at public hearings & meeting when requested. We are listed in the Spanish Phone directories in the areas that publish them (currently Lufkin and Nacogdoches). We have several Spanish speaking dispatchers to assist clients with LEP, and all staff members have access to Language Line for phone interpreter service.

QT-P17. Ability to Speak English: 2000

Brazos Transit District System Wide

| | | | |
|---|----------------|----------------|--------|
| Population 5 years and over | 870,236 | 100.00% | |
| Speak only English | 748,526 | 86.01% | |
| Speak a language other than English | 121,710 | 13.99% | |
| Spanish | 99,684 | 100.00% | |
| Speak English "very well" | 54,005 | 54.18% | |
| Speak English "well" | 19,789 | 19.85% | |
| Speak English "not well" | 17,234 | 17.29% | 25.97% |
| Speak English "not at all" | 8,656 | 8.68% | |
| Other Indo-European languages | 12,435 | 100.00% | |
| Speak English "very well" | 9,694 | 77.96% | |
| Speak English "well" | 1,936 | 15.57% | |
| Speak English "not well" | 747 | 6.01% | 6.48% |
| Speak English "not at all" | 58 | 0.47% | |
| Asian and Pacific Island languages | 7,865 | 100.00% | |
| Speak English "very well" | 4,171 | 53.03% | |
| Speak English "well" | 2,716 | 34.53% | |
| Speak English "not well" | 892 | 11.34% | 12.43% |
| Speak English "not at all" | 86 | 1.09% | |
| All other languages | 1,726 | 100.00% | |
| Speak English "very well" | 1,193 | 69.12% | |
| Speak English "well" | 370 | 21.44% | |
| Speak English "not well" | 136 | 7.88% | 9.44% |
| Speak English "not at all" | 27 | 1.56% | |
| ABILITY TO SPEAK ENGLISH IN HOUSEHOLD | | | |
| Linguistically isolated households ¹ | 9,472 | (x) | |

| Population 5 years and over by language spoken at home and ability to speak English. | Angelina County | | Brazos County | | Burleson County | | Grimes County | |
|--|-----------------|--------|---------------|--------|-----------------|--------|---------------|--------|
| | # | % | # | % | # | % | # | % |
| Population 5 years and over | 74,243 | 100% | 142,773 | 100% | 15,321 | 100% | 22,160 | 100% |
| Speak only English | 63,796 | 85.90% | 114,324 | 80.10% | 13,160 | 85.90% | 19,038 | 85.90% |
| Speak a language other than English | 10,447 | 14.10% | 28,449 | 19.90% | 2,161 | 14.10% | 3,122 | 14.10% |
| Spanish | 9,588 | 100% | 20,253 | 100% | 1,760 | 100% | 2,717 | 100% |
| Speak English "very well" | 5,298 | 55.30% | 11,657 | 57.60% | 1,037 | 58.90% | 1,679 | 61.80% |
| Speak English "well" | 1,897 | 19.80% | 3,747 | 18.50% | 409 | 23.20% | 568 | 20.90% |
| Speak English "not well" | 1,752 | 18.30% | 3,264 | 16.10% | 215 | 12.20% | 341 | 12.60% |
| Speak English "not at all" | 641 | 6.70% | 1,585 | 7.80% | 99 | 5.60% | 129 | 4.70% |
| Other Indo-European languages | 418 | 100% | 3,350 | 100% | 367 | 100% | 341 | 100% |
| Speak English "very well" | 310 | 74.20% | 2,479 | 74% | 253 | 68.90% | 254 | 74.50% |
| Speak English "well" | 63 | 15.10% | 619 | 18.50% | 102 | 27.80% | 59 | 17.30% |
| Speak English "not well" | 45 | 10.80% | 215 | 6.40% | 12 | 3.30% | 28 | 8.20% |
| Speak English "not at all" | 0 | 0.00% | 37 | 1.10% | 0 | 0% | 0 | 0% |
| Asian and Pacific Island languages | 377 | 100% | 4,216 | 100% | 17 | 100% | 58 | 100% |
| Speak English "very well" | 164 | 43.50% | 2,027 | 48.10% | 5 | 29.40% | 40 | 69% |
| Speak English "well" | 146 | 38.70% | 1,733 | 41.10% | 12 | 70.60% | 10 | 17.20% |
| Speak English "not well" | 47 | 12.50% | 430 | 10.20% | 0 | 0% | 4 | 6.90% |
| Speak English "not at all" | 20 | 5.30% | 26 | 0.60% | 0 | 0% | 4 | 6.90% |
| All other languages | 64 | 100% | 630 | 100% | 17 | 100% | 6 | 100% |
| Speak English "very well" | 13 | 20.30% | 384 | 61% | 15 | 88.20% | 6 | 100% |
| Speak English "well" | 34 | 53.10% | 157 | 24.90% | 0 | 0% | 0 | 0% |
| Speak English "not well" | 17 | 26.60% | 62 | 9.80% | 2 | 11.80% | 0 | 0% |
| Speak English "not at all" | 0 | 0.00% | 27 | 4.30% | 0 | 0% | 0 | 0% |
| ABILITY TO SPEAK ENGLISH IN HOUSEHOLD | | | | | | | | |
| Linguistically isolated households ¹ | 827 | (X) | 2,859 | (X) | 203 | (X) | 200 | (X) |

(X) Not applicable. ¹ A linguistically isolated household is one in which no member 14 years old and over (1) speaks only English or (2) speaks a non-English language and speaks English "very well." In other words, all members 14 years old and over have at least some difficulty with English.

QT-P17. Ability to Speak English: 2000

| Population 5 years and over by language spoken at home and ability to speak English. | Houston County | | Leon County | | Liberty County | | Madison County | |
|--|----------------|--------|-------------|--------|----------------|--------|----------------|--------|
| | # | % | # | % | # | % | # | % |
| Population 5 years and over | 21,919 | 100% | 14,502 | 100% | 65,425 | 100% | 12,237 | 100% |
| Speak only English | 20,272 | 92.50% | 13,261 | 91.40% | 57,395 | 87.70% | 10,254 | 83.80% |
| Speak a language other than English | 1,647 | 7.50% | 1,241 | 8.60% | 8,030 | 12.30% | 1,983 | 16.20% |
| Spanish | 1,531 | 100% | 1,111 | 100% | 7,042 | 100% | 1,894 | 100% |
| Speak English "very well" | 869 | 56.80% | 669 | 60.20% | 3,914 | 55.60% | 863 | 45.60% |
| Speak English "well" | 364 | 23.80% | 263 | 23.70% | 1,284 | 18.20% | 620 | 32.70% |
| Speak English "not well" | 202 | 13.20% | 153 | 13.80% | 1,209 | 17.20% | 267 | 14.10% |
| Speak English "not at all" | 96 | 6.30% | 26 | 2.30% | 635 | 9% | 144 | 7.60% |
| Other Indo-European languages | 75 | 100% | 110 | 100% | 733 | 100% | 60 | 100% |
| Speak English "very well" | 39 | 52% | 91 | 82.70% | 635 | 86.60% | 57 | 95% |
| Speak English "well" | 26 | 34.70% | 17 | 15.50% | 64 | 8.70% | 3 | 5% |
| Speak English "not well" | 10 | 13.30% | 2 | 1.80% | 34 | 4.60% | 0 | 0% |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 0 | 0% |
| Asian and Pacific Island languages | 41 | 100% | 16 | 100% | 129 | 100% | 29 | 100% |
| Speak English "very well" | 33 | 80.50% | 14 | 87.50% | 77 | 59.70% | 6 | 20.70% |
| Speak English "well" | 8 | 19.50% | 2 | 12.50% | 31 | 24% | 23 | 79.30% |
| Speak English "not well" | 0 | 0% | 0 | 0% | 21 | 16.30% | 0 | 0% |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 0 | 0% |
| All other languages | 0 | (X) | 4 | 100% | 126 | 100% | 0 | (X) |
| Speak English "very well" | 0 | (X) | 4 | 100% | 104 | 82.50% | 0 | (X) |
| Speak English "well" | 0 | (X) | 0 | 0% | 14 | 11.10% | 0 | (X) |
| Speak English "not well" | 0 | (X) | 0 | 0% | 8 | 6.30% | 0 | (X) |
| Speak English "not at all" | 0 | (X) | 0 | 0% | 0 | 0% | 0 | (X) |
| ABILITY TO SPEAK ENGLISH IN HOUSEHOLD | | | | | | | | |
| Linguistically isolated households ¹ | 99 | (X) | 114 | (X) | | | | |

(X) Not applicable. ¹ A linguistically isolated household is one in which no member 14 years old and over (1) speaks only English or (2) speaks a non-English language and speaks English "very well." In other words, all members 14 years old and over have at least some difficulty with English.

QT-P17. Ability to Speak English: 2000

| Population 5 years and over by language spoken at home and ability to speak English. | Montgomery County | | Nacogdoches County | | Polk County | | Robertson County | |
|--|-------------------|--------|--------------------|--------|-------------|--------|------------------|--------|
| | # | % | # | % | # | % | # | % |
| Population 5 years and over | 271,298 | 100% | 55,391 | 100% | 38,861 | 100% | 14,845 | 100% |
| Speak only English | 233,746 | 86.20% | 48,950 | 88.40% | 34,183 | 88% | 12,966 | 87.30% |
| Speak a language other than English | 37,552 | 13.80% | 6,441 | 11.60% | 4,678 | 12% | 1,879 | 12.70% |
| Spanish | 31,077 | 100% | 5,777 | 100% | 3,691 | 100% | 1,697 | 100% |
| Speak English "very well" | 15,733 | 50.60% | 2,303 | 39.90% | 2,199 | 59.60% | 1,169 | 68.90% |
| Speak English "well" | 5,946 | 19.10% | 1,240 | 21.50% | 797 | 21.60% | 270 | 15.90% |
| Speak English "not well" | 5,978 | 19.20% | 1,293 | 22.40% | 545 | 14.80% | 195 | 11.50% |
| Speak English "not at all" | 3,420 | 11% | 941 | 16.30% | 150 | 4.10% | 63 | 3.70% |
| Other Indo-European languages | 4,258 | 100% | 430 | 100% | 444 | 100% | 181 | 100% |
| Speak English "very well" | 3,477 | 81.70% | 310 | 72.10% | 393 | 88.50% | 143 | 79% |
| Speak English "well" | 558 | 13.10% | 76 | 17.70% | 42 | 9.50% | 26 | 14.40% |
| Speak English "not well" | 207 | 4.90% | 44 | 10.20% | 9 | 2% | 12 | 6.60% |
| Speak English "not at all" | 16 | 0.40% | 0 | 0% | 0 | 0% | 0 | 0% |
| Asian and Pacific Island languages | 1,854 | 100% | 204 | 100% | 171 | 100% | 1 | 100% |
| Speak English "very well" | 1,188 | 64.10% | 146 | 71.60% | 105 | 61.40% | 1 | 100% |
| Speak English "well" | 483 | 26.10% | 47 | 23% | 47 | 27.50% | 0 | 0% |
| Speak English "not well" | 173 | 9.30% | 11 | 5.40% | 19 | 11.10% | 0 | 0% |
| Speak English "not at all" | 10 | 0.50% | 0 | 0% | 0 | 0% | 0 | 0% |
| All other languages | 363 | 100% | 30 | 100% | 372 | 100% | 0 | (X) |
| Speak English "very well" | 296 | 81.50% | 30 | 100% | 248 | 66.70% | 0 | (X) |
| Speak English "well" | 50 | 13.80% | 0 | 0% | 94 | 25.30% | 0 | (X) |
| Speak English "not well" | 17 | 4.70% | 0 | 0% | 30 | 8.10% | 0 | (X) |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 0 | (X) |
| ABILITY TO SPEAK ENGLISH IN HOUSEHOLD | | | | | | | | |
| Linguistically isolated households ¹ | 3,147 | (X) | 727 | (X) | 305 | (X) | 115 | (X) |

(X) Not applicable. ¹ A linguistically isolated household is one in which no member 14 years old and over (1) speaks only English or (2) speaks a non-English language and speaks English "very well." In other words, all members 14 years old and over have at least some difficulty with English.

QT-P17. Ability to Speak English: 2000

| Population 5 years and over by language spoken at home and ability to speak English. | San Jacinto County | | Trinity County | | Walker County | | Washington County | |
|--|--------------------|--------|----------------|--------|---------------|--------|-------------------|--------|
| | # | % | # | % | # | % | # | % |
| Population 5 years and over | 20,888 | 100% | 12,965 | 100% | 58,854 | 100% | 28,554 | 100% |
| Speak only English | 19,557 | 93.60% | 12,304 | 94.90% | 50,464 | 85.70% | 24,856 | 87% |
| Speak a language other than English | 1,331 | 6.40% | 661 | 5.10% | 8,390 | 14.30% | 3,698 | 13% |
| Spanish | 1,012 | 100% | 517 | 100% | 7,586 | 100% | 2,431 | 100% |
| Speak English "very well" | 602 | 59.50% | 275 | 53.20% | 4,220 | 55.60% | 1,518 | 62.40% |
| Speak English "well" | 138 | 13.60% | 97 | 18.80% | 1,602 | 21.10% | 547 | 22.50% |
| Speak English "not well" | 179 | 17.70% | 114 | 22.10% | 1,214 | 16% | 313 | 12.90% |
| Speak English "not at all" | 93 | 9.20% | 31 | 6% | 550 | 7.30% | 53 | 2.20% |
| Other Indo-European languages | 196 | 100% | 104 | 100% | 455 | 100% | 913 | 100% |
| Speak English "very well" | 183 | 93.40% | 81 | 77.90% | 372 | 81.80% | 617 | 67.60% |
| Speak English "well" | 13 | 6.60% | 17 | 16.30% | 23 | 5.10% | 228 | 25% |
| Speak English "not well" | 0 | 0% | 6 | 5.80% | 60 | 13.20% | 63 | 6.90% |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 5 | 0.50% |
| Asian and Pacific Island languages | 78 | 100% | 35 | 100% | 285 | 100% | 354 | 100% |
| Speak English "very well" | 11 | 14.10% | 23 | 65.70% | 173 | 60.70% | 158 | 44.60% |
| Speak English "well" | 24 | 30.80% | 12 | 34.30% | 52 | 18.20% | 86 | 24.30% |
| Speak English "not well" | 43 | 55.10% | 0 | 0% | 60 | 21.10% | 84 | 23.70% |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 26 | 7.30% |
| All other languages | 45 | 100% | 5 | 100% | 64 | 100% | 0 | (X) |
| Speak English "very well" | 36 | 80% | 5 | 100% | 52 | 81.30% | 0 | (X) |
| Speak English "well" | 9 | 20% | 0 | 0% | 12 | 18.80% | 0 | (X) |
| Speak English "not well" | 0 | 0% | 0 | 0% | 0 | 0% | 0 | (X) |
| Speak English "not at all" | 0 | 0% | 0 | 0% | 0 | 0% | 0 | (X) |
| ABILITY TO SPEAK ENGLISH IN HOUSEHOLD | | | | | | | | |
| Linguistically isolated households ¹ | 94 | (X) | 59 | (X) | 465 | (X) | 258 | (X) |

(X) Not applicable. ¹ A linguistically isolated household is one in which no member 14 years old and over (1) speaks only English or (2) speaks a non-English language and speaks English "very well." In other words, all members 14 years old and over have at least some difficulty with English.

QT-P17. Ability to Speak English: 2000

Federal Fiscal Year 2011 Certifications and Assurances for Federal Transit Administration Assistance Programs

The Certifications and Assurances are completed annually in TEAM.

View / Modify Recipient

Organization: 5319 BRAZOS TRANSIT DISTRICT

| Cat | Description | Applicable | N/A | Cert Date | Text |
|-----|--|-------------------------------------|--------------------------|------------|------|
| 01 | ASSURANCES REQUIRED FOR EACH APPLICANT | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 11/23/2010 | |
| 02 | LOBBYING CERTIFICATION | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 11/23/2010 | |
| 03 | PROCUREMENT COMPLIANCE | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 11/23/2010 | |
| 04 | PROTECTIONS FOR PRIVATE TRANSPORTATION | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 11/23/2010 | |
| 05 | PUBLIC HEARING | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 11/23/2010 | |

Affirmation of Certifications and Assurances

FEDERAL FISCAL YEAR 2011 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE
(Required of all Applicants for FTA assistance and all FTA Grantees with an active capital or formula project)

AFFIRMATION OF APPLICANT

Name of Applicant: BRAZOS TRANSIT DISTRICT

Official's Name: John M McBeth
Attorney's Name: Wayne T Rife

PIN: **CERTIFY**

Nondiscrimination Assurance

As required by 49 U.S.C. 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity), by Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, and by U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act," 49 CFR part 21 at 21.7, the Applicant assures that it will comply with all requirements imposed by or issued pursuant to 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR part 21, so that no person in the United States, on the

basis of race, color, national origin, creed, sex, or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the Applicant receives Federal assistance awarded by the U.S. DOT or FTA.

Specifically, during the period in which Federal assistance is extended to the project, or project property is used for a purpose for which the Federal assistance is extended or for another purpose involving the provision of similar services or benefits, or as long as the Applicant retains ownership or possession of the project property, whichever is longer, the Applicant assures that:

(1) Each project will be conducted, property acquisitions will be undertaken, and project facilities will be operated in accordance with all applicable requirements of 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR part 21, and understands that this assurance extends to its entire facility and to facilities operated in connection with the project;

(2) It will promptly take the necessary actions to effectuate this assurance, including notifying the public that complaints of discrimination in the provision of transportation-related services or benefits may be filed with U.S. DOT or FTA. Upon request by U.S. DOT or FTA, the Applicant assures that it will submit the required information pertaining to its compliance with these provisions;

(3) It will include in each subagreement, property transfer agreement, third party contract, third party subcontract, or participation agreement adequate provisions to extend the requirements imposed by or issued pursuant to 49 U.S.C. 5332, 42 U.S.C. 2000d and 49 CFR part 21 to other parties involved therein including any subrecipient, transferee, third party contractor, third party subcontractor at any level, successor in interest, or any other participant in the project;

(4) Should it transfer real property, structures, or improvements financed with Federal assistance provided by FTA to another party, any deeds and instruments recording the transfer of that property shall contain a covenant running with the land assuring nondiscrimination for the period during which the property is used for a purpose for which the Federal assistance is extended or for another purpose involving the provision of similar services or benefits;

(5) The United States has a right to seek judicial enforcement with regard to any matter arising under Title VI of the Civil Rights Act, U.S. DOT implementing regulations, and this assurance; and

(6) It will make any changes in its Title VI implementing procedures as U.S. DOT or FTA may request to achieve compliance with the requirements imposed by or issued pursuant to 49 U.S.C. 5332, 42 U.S.C. 2000d, and 49 CFR part 21.

Assurance of Nondiscrimination on the Basis of Disability

As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," at 49 CFR 27.9, the Applicant assures that, as a condition to the approval or extension of any Federal assistance awarded by FTA to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FTA, no otherwise qualified person with a disability shall be, solely by reason of that disability, excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from Federal assistance administered by the FTA or any entity within U.S. DOT. The Applicant assures that project implementation and operations so assisted will comply with all applicable requirements of U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, *et seq.*, and the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 *et seq.*, and implementing U.S. DOT regulations at 49 CFR parts 27, 37, and 38, and any other applicable Federal laws that may be enacted or Federal regulations that may be promulgated.

Definitions

Limited English Proficient (LEP) Persons: Individuals for whom English is not their primary language and who have a limited ability to speak, understand, read, or write English. It includes people who reported to the U.S. Census that they do not speak English well or do not speak English at all.

Linguistically Isolated: A linguistically isolated household is one in which no member 14 years old and over (1) speaks only English or (2) speaks a non-English language and speaks English "very well." In other words, all members 14 years old and over have at least some difficulty with English.

Adverse Effect: The totality of significant individual or cumulative human health or environmental effects, including interrelated social and economic effects, which may include, but are not limited to: bodily impairment, infirmity, illness, or death; air, noise, and water pollution and soil contamination; destruction or disruption of man-made or natural resources; destruction or diminution of aesthetic values; destruction or disruption of community cohesion or a community's economic vitality; destruction or disruption of the availability of public and private facilities and services; vibration; adverse employment effects; displacement of persons, businesses, farms, or non-profit organizations; increased traffic congestion, isolation, exclusion or separation of individuals within a given community or from the broader community; and the denial of, reduction in, or significant delay in the receipt of benefits of DOT programs, policies, or activities.

Discrimination: Any act or inaction, whether intentional or unintentional, in any program or activity of a Federal aid recipient, subrecipient, or contractor that results in disparate

treatment, disparate impact, or perpetuating the effects of prior discrimination based on race, color, or national origin.

Disparate Impact: Facially neutral policies or practices that have the effect of disproportionately excluding or adversely affecting members of a group protected under Title VI, and the recipient's policy or practice lacks a substantial legitimate justification.

Disparate Treatment: Actions that result in circumstances where similarly situated persons are treated differently (i.e., less favorably) than others because of their race, color, or national origin.

Disproportionately High and Adverse Effect on Minority and Low-income Populations: An adverse effect that:

1. Is predominately borne by a minority population and/or a low-income population, or
2. Will be suffered by the minority population and/or low-income population and is appreciably more severe or greater in magnitude than the adverse effect that will be suffered by the non-minority population and/or non-low-income population.

Environmental Justice Activity: An action taken by DOT, FTA, or a recipient or subrecipient of FTA funding to identify and address adverse and disproportionate effects of its policies, programs, or activities on minority and/or low-income populations, consistent with Executive Order 12898 and the DOT Order 5610.2 on Environmental Justice.

Low-Income: A person whose median household income is at or below the Department of Health and Human Services' poverty guidelines.

Low-Income Population: Any readily identifiable groups of low-income persons who live in geographic proximity, and, if circumstances warrant, geographically dispersed/transient persons (such as migrant workers or Native Americans) who will be similarly affected by a proposed DOT program, policy, or activity.

Minority Persons include the following:

- (1) American Indian and Alaska Native, which refers to people having origins in any of the original peoples of North and South America (including Central America), and who maintain tribal affiliation or community attachment.
- (2) Asian, which refers to people having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent.
- (3) Black or African American Populations, which refers to peoples having origins in any of the Black racial groups of Africa.
- (4) Hispanic or Latino Populations, which includes persons of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race.
- (5) Native Hawaiian and Other Pacific Islander, which refers to people having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands.

Minority Population: Any readily identifiable group of minority persons who live in geographic proximity and, if circumstances warrant, geographically dispersed/transient populations (such

as migrant workers or Native Americans) who will be similarly affected by a proposed DOT program, policy, or activity.

National Origin: The particular nation in which a person was born, or where the person's parents or ancestors were born.

Predominantly Minority Area: A geographic area, such as a neighborhood, Census tract, or traffic analysis zone, where the proportion of minority persons residing in that area exceeds the average proportion of minority persons in the recipient's service area.

Predominantly Low-Income Area: A geographic area, such as a neighborhood, Census tract, or traffic analysis zone, where the proportion of low-income persons residing in that area exceeds the average proportion of low-income persons in the recipient's service area.

Title VI Program: refers to a recipient's submission, provided to FTA or to the subrecipient's direct recipient every three years, containing information in response to the requirements of this circular.

Title VI Complaint Form

Name:

Address:

City:

State:

Zip Code:

Home Phone Number with Area Code:

Work Phone Number with Area Code:

Were you discriminated against because of:

Race

National Origin

Color

Other (Explain)

Date of alleged incident:

Explain as clearly as possible what happened and how you were discriminated against. Indicate who was involved. Be sure to include the names and contact information of any witnesses. If more space is needed please use the back of this form.

Have you filed this complaint with any other Federal, State, or Local Agency; or with any Federal or State Court?

Yes

No

If yes, check all that apply:

Federal agency

Federal court

State agency

State court

Local agency

Please provide information about a contact person at the agency/court where the complaint was filed.

Name:

Address:

City:

State:

Zip Code:

Phone Number with Area Code:

Please sign below. You may attach any written materials or other information that you think is relevant to your complaint.

Signature:

Date:

Please mail this form to: Brazos Transit District • 1759 N. Earl Rudder Freeway • Bryan, Texas 77803