

2016

Title VI Implementation Plan

Jennings County, Indiana

Document Adopted March 2016

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Table of Contents

I.	Introduction.....	2
II.	Title VI Mission Statement	2
III.	Title VI Policy Statement	2
IV.	Title VI Assurances	3
V.	Title VI Responsibilities.....	9
	a. Title VI Coordinator & ADA Coordinator	9
	b. Title VI and ADA Liaisons	9
	c. Coordinator and Liaison Contact Information.....	10
VI.	Title VI Compliance Review Procedures.....	10
VII.	Summary of Complaints Received.....	10
VIII.	Public Involvement & Community Outreach	11
	a. Public Availability.....	11
	b. Data Collection	11
IX.	Limited English Proficiency (LEP) Analysis.....	11
X.	Title VI Training Program.....	11
XI.	Environmental Justice Compliance	12
XII.	Subrecipient Monitoring	12
XIII.	Appendix	13
	Appendix A - Signed Title VI Policy Statement	14
	Appendix B - Title VI Complaint Log	16
	Appendix C - Title VI Complaint Policy	18
	Appendix D - External Complaint of Discrimination Form	20
	Appendix E - Complaint Consent / Release Form.....	24
	Appendix F - Voluntary Title VI Public Involvement Survey	26
	Appendix G - Title VI Training Logs.....	28

I. Introduction

This plan is part of **Jennings County's** continual and ongoing effort to comply with civil rights regulations. This document communicates the **County's** intent to proactively meet and exceed minimum compliance requirements established under Title VI of the Civil Rights Act of 1964 (Title VI), 49 CFR § 26, and the related anti-discrimination statutes and regulations. **Jennings County** strives to provide continued transparency, clarity, and technical guidance for internal and external constituents regarding its Title VI program.

II. Title VI Mission Statement

Jennings County, IN will implement compliance with Title VI 49 CFR § 26; and its related statutes and regulations to ensure that no person is excluded from participation in, denied the benefits of, or subjected to discrimination under any program or activity receiving federal financial assistance from the U.S. Department of Transportation (DOT) on the grounds of race, color, or national origin.

III. Title VI Policy Statement

Jennings County, hereinafter referred to as the "Recipient", is committed to compliance with Title VI of the Civil Rights Act of 1964, the Civil Rights Restoration Act of 1987, and all related regulations and statutes. The Recipient assures that no person or groups(s) of persons shall, on the grounds of race, color, national origin, sex, age, disability/handicap, and income status*, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any and all programs, services, or activities administered by the Recipient, regardless of whether those programs and activities are federally funded or not.

The Recipient also assures that every effort will be made to prevent discrimination through the impacts of its programs, policies, and activities on minority and low-income populations. In addition, the Recipient will provide meaningful access to services for persons with Limited English Proficiency.

In the event the Recipient distributes federal-aid funds to a subrecipient, the Recipient will include Title VI language in all written agreements and will monitor for compliance.

The Recipient's Title VI Coordinator is responsible for initiating and monitoring Title VI activities, preparing reports and other responsibilities as required by 23 Code of Federal Regulations (CFR) 200 and 49 CFR 21.

*Title VI of the Civil Rights Act of 1964 governs race, color, and national origin. Related Nondiscrimination Authorities govern sex, 23 U.S.C. 324; age, 42 U.S.C. 6101; disability/handicap, 29 U.S.C. 790; and low income, E.O. 12898.

IV. Title VI Assurances

Jennings County, Indiana (hereinafter referred to as the "Recipient") HEREBY AGREES THAT as a condition to receiving any Federal financial assistance from the Department of Transportation and the Federal Highway Administration, it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d-42 U.S.C. 2000d-4 (hereinafter referred to as the Act), and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations (CFR), Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes – Implementation and Review Procedures (hereinafter referred to as the Regulations) and other pertinent nondiscrimination authorities and directives, to the end that in accordance with the Act, Regulations, and other pertinent nondiscrimination authorities and directives, no person in the United States shall, on the grounds of race color, or national origin, sex (23 USC 324), age (42 USC 6101), disability/handicap (29 USC 790) and low income (Executive Order 12898) be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Recipient receives Federal financial assistance from the Department of Transportation, including the Federal Highway Administration, and HEREBY GIVES ASSURANCE THAT it will promptly take any measures necessary to effectuate this agreement. This assurance is required by Title 49 Code of Federal Regulations, subsection 21.7(a)(1) and Title 23 Code of Federal Regulations, section 200.9(a) (1) of the Regulations, copies of which are attached.

More specifically and without limiting the above general assurance, the Recipient hereby gives the following specific assurances with respect to its Federal Aid Highway Program.

1. That the Recipient agrees that each "program" and each "facility as defined in 49 CFR subsections 21.23(e) and (b) and 23 CFR 200.5(k) and (g) of the Regulations, will be (with regard to a "program") conducted, or will be (with regard to a "facility") operated in compliance with all requirements imposed by, or pursuant to, the Regulations.
2. That the Recipient shall insert the following notification in all solicitations for bids for work or material subject to the Regulations and made in connection with all Federal-Aid Highway Programs and, in adapted form in all proposals for negotiated agreements:
3. The recipient in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office the Secretary, Part 21, Nondiscrimination in Federally assisted programs of the Department of Transportation and Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes, issued pursuant to such Acts, hereby notifies all bidders that it will affirmatively insure that in any contact entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, national origin, sex, sexual orientation, gender identify, age, disability/handicap, religion and / or low income in consideration for an award.
4. That the Recipient shall insert the clauses of Appendix A of this assurance in every contract subject to the Acts and the Regulations.

5. That the Recipient shall insert the clauses of Appendix B of this assurance, 'as a covenant running with the land, in any deed from the United States effecting a transfer of real property, structures, or improvements thereon, or interest therein.
6. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the assurance shall extend to the entire facility and facilities operated in connection therewith.
7. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the assurance shall extend to rights to space on, over or under such property.
8. That the Recipient shall include the appropriate clauses set forth in Appendix C of this assurance, as a covenant running with the land, in any future deeds, leases, permits, licenses, and similar agreements entered into by the Recipient with other parties: (a) for the subsequent transfer of real property acquired or improved under the Federal-Aid Highway Program; and (b) for the construction or use of or access to space on, over or under real property acquired, or improved under the FederalAid Highway Program.
9. That this assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property or interest therein or structures or improvements thereon, in which case the assurance obligates the Recipient or any transferee for the longer of the following periods: (a) the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or (b) the period during which the Recipient retains ownership or possession of the property.
10. The Recipient shall provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he delegates specific authority to give reasonable guarantee that it, other recipients, subgrantees, contractors, subcontractors, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Act, the Regulations and this assurance.
11. The Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Act, the Regulations, and this assurance.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property, discounts or other Federal financial assistance extended after the date hereof to the Recipient Department of Transportation under the Federal-Aid Highway Program and is binding on it, other recipients, subgrantees, contractors, subcontractors, transferees, successors in interest and other participants in the Federal-Aid Highway Program. The person or persons whose signatures appear below are authorized to sign this assurance on behalf of the Recipient

Matt Spoleder
Jennings County Commissioners
Jennings County, IN

4/14/16
Date

Title VI Assurances - Appendix A

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

- (1) **Compliance with Regulations:** The contractor shall comply with the Regulation relative to nondiscrimination in Federally-assisted programs of the Department of Transportation (hereinafter, "DOT") Title 49, Code of Federal Regulations, Part 21, and the Federal Highway Administration (hereinafter "FHWA") Title 23, Code of Federal Regulations, Part 200 as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.
- (2) **Nondiscrimination:** The Contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin, sex, age, and disability/handicap and low income in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by 49 CFR, section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- (3) **Solicitations for Subcontractors, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, or national origin, sex, age, and disability/handicap and low income.
- (4) **Information and Reports:** The contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by **Jennings County, IN** or the Indiana Department of Transportation (INDOT) or the FHWA to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information the contractor shall so certify to **Jennings County, IN** or INDOT or the FHWA as appropriate, and shall set forth what efforts it has made to obtain the information.
- (5) **Sanctions for Noncompliance:** In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, **Jennings County, IN** shall impose such contract sanctions as it or INDOT or the FHWA may determine to be appropriate, including, but not limited to:
 - (a.) withholding of payments to the contractor under the contract until the contractor complies, and/or
 - (b.) cancellation, termination or suspension of the contract, in whole or in part.
- (6) **Incorporation of Provisions:** The contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto.

The contractor shall take such action with respect to any subcontract or procurement as **Jennings County, IN** or INDOT or the FHWA may direct as a means of enforcing such provisions including sanctions for non-compliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the City of North Vernon to enter into such litigation to protect the interests of **Jennings County, IN** and, in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

Title VI Assurances - Appendix B

A. The following clauses shall be included in any and all deeds effecting or recording the transfer of real property, structures or improvements thereon, or interest therein from the United States.

(GRANTING CLAUSE)

NOW, THEREFORE, **Jennings County, IN**, as authorized by law, and upon the condition that **Jennings County, IN** will accept title to the lands and maintain the project constructed thereon, in accordance with Title 23, United States Code of Federal Regulations, the Regulations for the Administration of Federal-Aid Highway Programs and the policies and procedures prescribed by FHWA, also in accordance with and in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally assisted programs of the Department of Transportation and Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes (hereinafter referred to as the Regulations) pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. 2000d to 2000d-4), does hereby remise, release, quitclaim and convey unto **Jennings County, IN** all the right, title and interest of the Department of Transportation in and to said lands described in Exhibit "A" attached hereto and made a part hereof.

(HABENDUM CLAUSE)

TO HAVE AND TO HOLD said lands and interests therein unto **Jennings County, IN** and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits and shall be binding on **Jennings County, IN** its successors and assigns.

Jennings County, IN, in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that (1) no person shall on the grounds of religion, race, color, or national origin, sex, sexual orientation, gender identify, age, and disability/handicap, and low income be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on over or under such lands hereby conveyed [,] [and]* (2) that **Jennings County, IN** shall use the lands and interests in lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of -the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes – Implementation and Review Procedures, and as said Regulations may be amended [,] and (3) that in the event of breach of any of the abovementioned nondiscrimination conditions, **Jennings County, IN** shall have a right to re-enter said lands and facilities on said land, and the above described land and facilities shall thereon revert to and vest in and become the absolute property of **Jennings County, IN** and its assigns as such interest existed prior to this instruction.*

* Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purposes of Title VI of the Civil Rights Act of 1964.

Title VI Assurances - Appendix C

The following clauses shall be included in all deeds, licenses, leases, permits, or similar instruments entered into by **Jennings County, IN** pursuant to the provisions of Assurance 7(a).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for himself, his heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add "as a covenant running with the land"] that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this (deed, license, lease, permit, etc.) for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee, lessee, permittee, etc.) shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes – Implementation and Review Procedures, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, **Jennings County, IN** shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [licenses, lease, permit, etc.] had never been made or issued.

[Include in deed.]*

That in the event of breach of any of the above nondiscrimination covenants, **Jennings County, IN** shall have the right to re-enter said lands and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of **Jennings County, IN** and its assigns.

The following shall be included in all deeds, licenses, leases, permits, or similar agreements entered into by INDOT pursuant to the provisions of Assurance 7(b).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for himself, his personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds, and leases add "as a covenant running with the land") that (1) no person on the ground of race, color, or national origin, sex, age, disability/handicap, and low income shall be excluded from participation in, denied the benefits of, or he otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over or under such land and the furnishing of services thereon, no person on the ground of, race, color, or national origin, sex, age, disability/handicap and low income, shall be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the (grantee, licensee, lessee, permittee, etc.) shall use the premises in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations. Department of Transportation, Subtitle A, Office of the Secretary. Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964), Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes – Implementation and Review Procedures, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, **Jennings County, IN** shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [license, lease, permit, etc.] had never been made or issued.

[Include in deeds]*

That in the event of breach of any of the above nondiscrimination covenants, **Jennings County, IN** shall have the right to re-enter said land and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of **Jennings County, IN** and its assigns.

* Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purposes of Title VI of the Civil Rights Act of 1964.

V. Title VI Responsibilities

a. Title VI Coordinator & ADA Coordinator

These coordinators will report directly to the **Jennings County Commissioners**. The responsibilities of the coordinators include, but are not limited to:

- Implementing **Jennings County's** Title VI and ADA transition plans
- Assisting with the development of processes and procedures for the investigation of complaints filed under Title VI and ADA
- Coordinating Title VI and ADA program development with Title VI and ADA Liaisons
- Preparing required reports as necessary
- Participating in the design, development, and dissemination of the Title VI and ADA information to the public
- Updating the **County's** Title VI Implementation and ADA Transition Plan as required

b. Title VI and ADA Liaisons

This interdisciplinary team is composed of department heads from each department in **Jennings County**, **IN**. They are responsible for the following:

- Ensure compliance with Title VI and related nondiscrimination laws
- Remove programmatic and architectural barriers from programs and activities in accordance with relevant nondiscrimination laws
- Ensure meaningful access to **County** services and programs to minorities, persons with limited English proficiencies and low-incomer persons
- Provide input in the development and review of the Title VI and ADA implementation plans

c. Coordinator and Liaison Contact Information

All concerns should be directed to the Title VI or ADA Coordinator; however, additional contacts for each department are listed below:

Department	Contact	Phone	Email
Title VI Coordinator	Susie Barlow	812-352-3016	sbarlow@jenningscounty-in.gov
ADA Coordinator	Susie Barlow	812-352-3016	sbarlow@jenningscounty-in.gov
Commissioners	Matt Sporleder, President	812-592-5408	mattsporleder@gmail.com
Council	Howard Malcomb, Pres.	812-346-4086	
Animal Control		812-346-5725	
Area Planning	Cheryl Trisler	812-352-3005	apc@jenningscounty-in.gov
Assessor	Linda Kovacich	812-352-3011	lkovacich@jenningscounty-in.gov
Auditor	Kay Vance	812-352-3016	auditor@jenningscounty-in.gov
Circuit Court	Jon W. Webster, Judge	812-352-3082	
Circuit Court Clerk		812-352-3070	
Coroner	Eugene L. Rudicel	812-346-3977	
Domestic Violence	JCCDV	812-346-1592	director@jccdv.org
Health Department	Peggy Roe	812-352-3024	proe@jenningscounty-in.gov
Emergency 911	Britt Burgmeier, Director	812-346-4911	BBurgmeier@jenningscounty911.org
Parks & Recreation	Greg Martin, Director	812-346-2953	greg.jcpr@frontier.com
Recorder	Janice Ramey	812-352-3053	
Superior Court	Gary L. Smith, Judge	812-352-3087	
Treasurer	Sandra L. Vance	812-352-3060	slvance@jenningscounty-in.gov

VI. Title VI Compliance Review Procedures

Jennings County, IN will provide an internal assessment of its Title VI compliance efforts on a regular basis.

Pertinent data will be updated as needed.

VII. Summary of Complaints Received

No complaints have been filed within the reporting period. See Appendix B for the Title VI complaint log.

VIII. Public Involvement & Community Outreach

a. Public Availability

The Title VI documentation will be made publically available on the **County's** website.

b. Data Collection

Jennings County plans to use a voluntary public involvement survey to collect information regarding persons affected by proposed projects. The survey permits respondents to remain anonymous, while voluntarily answering questions regarding their race, ethnicity, gender, age, disability status, or household income.

Jennings County plans to make this survey available at all public hearings and meetings. The completed surveys will be retained for three years from the date of the meeting and/or completion of the related project, if applicable.

IX. Limited English Proficiency (LEP) Analysis

According to the U.S. Census Bureau 2010-2014 American Community Survey (ACS) data, over the five-year period from 2010-2014, it is estimated that approximately **0.6%** of the population in **Jennings County, IN** reported that they speak English less than very well. To accommodate these individuals, **Jennings County** provides, upon request, services to assist the LEP population including translation of vital documents, interpretation services, and alternative public outreach media.

X. Title VI Training Program

Jennings County plans to incorporate the Title VI policy and mission statements into its employee handbook for the next revision.

All new and existing **Jennings County** employees will be required to watch the Title VI training video at the following location: <http://www.justice.gov/crt/video/title-vi-civil-rights-act-1964>

The designated person responsible for Title VI compliance for **Jennings County**, will be required to attend INDOT's Title VI and DBE Workshop. This workshop is provided once a year at the Seymour, IN district office. Information regarding this workshop can be found here: <http://www.in.gov/indot/2751.htm>

See Appendix G for the Title VI training log. Training should be renewed every 2-3 years.

XI. Environmental Justice Compliance

In order to ensure compliance with the Environmental Justice requirements, **Jennings County** follows these fundamental principles:

- Avoid, minimize, or mitigate disproportionately high and adverse human health or environmental effects, including social and economic effects, on minority populations and low-income populations.
- Ensure the full and fair participation by all potentially affected communities in the transportation decision-making process.
- Prevent the denial of, reduction in, or significant delay in the receipt of benefits by minority populations and low-income populations.

XII. Subrecipient Monitoring

Jennings County will monitor and investigate their contractors, consultants, and/or vendors for Title VI compliance requirements.

Requirements:

- Develop and implement pre and post-award subrecipient monitoring policies to ensure those further subrecipients who receive federal funds are compliant and remain compliant with Title VI.
- Ensure post-award compliance reviews are risk-based.
- Ensure pre-award compliance monitoring strategies exist to ensure subrecipients are compliant with Title VI before receiving federal funds.

XIII. Appendix

- a. Signed Title VI Policy Statement
- b. Title VI Complaint Log
- c. Title VI Complaint Policy
- d. External Complaint of Discrimination Form
- e. Complaint Consent Release Form
- f. Voluntary Title VI Public Involvement Survey
- g. Title VI Training Log

**Appendix A -
Signed Title VI Policy Statement**

Jennings County Title VI Policy Statement

Jennings County, hereinafter referred to as the "Recipient", is committed to compliance with Title VI of the Civil Rights Act of 1964, the Civil Rights Restoration Act of 1987, and all related regulations and statutes. The Recipient assures that no person or groups(s) of persons shall, on the grounds of race, color, national origin, sex, age, disability/handicap, and income status*, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any and all programs, services, or activities administered by the Recipient, regardless of whether those programs and activities are federally funded or not.

The Recipient also assures that every effort will be made to prevent discrimination through the impacts of its programs, policies, and activities on minority and low-income populations. In addition, the Recipient will provide meaningful access to services for persons with Limited English Proficiency.

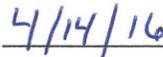
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The Recipient's Title VI Coordinator is responsible for initiating and monitoring Title VI activities, preparing reports and other responsibilities as required by 23 Code of Federal Regulations (CFR) 200 and 49 CFR 21.

*Title VI of the Civil Rights Act of 1964 governs race, color, and national origin. Related Nondiscrimination Authorities govern sex, 23 U.S.C. 324; age, 42 U.S.C. 6101; disability/handicap, 29 U.S.C. 790; and low income, E.O. 12898.



Jennings County Commissioners
Jennings County, IN



Date

**Appendix B -
Title VI Complaint Log**

**Appendix C -
Title VI Complaint Policy**

Jennings County, IN Title VI Complaint Policy

Any person who believes that he or she as a member of a protected class, has been discriminated against based on race, color, national origin, gender, age, disability, religion, low income status, or Limited English Proficiency in violation of Title VI of the Civil Rights Act of 1964, as amended and its related statutes, regulations and directives, Section 504 of the Vocational Rehabilitation Act of 1973, Americans with Disabilities Act of 1990, as amended, the Civil Rights Restoration Act of 1987, as amended, and any other Federal nondiscrimination statute may submit a complaint. A complaint may also be submitted by a representative on behalf of such a person.

It is the policy of **Jennings County, IN** to conduct a prompt and impartial investigation of all allegations of discrimination and to take prompt effective corrective action when a claim of discrimination is substantiated.

No one may intimidate, threaten, coerce or engage in other discriminatory conduct against anyone because they have taken action or participated in an action to secure rights protected by the civil rights laws. Any individual alleging such harassment or intimidation may submit a complaint by following the procedure printed below.

Any individual who feels that he or she has been discriminated against may submit a written or verbal complaint. The complaint may be communicated to any department head or to the Title VI or ADA Coordinator. The complaint should be submitted within 180 days of the alleged discrimination. Complaint forms may be found on the **Jennings County, IN** website or at the **Jennings County Government Center**. Individuals are not required to use the **County's** complaint form. If necessary, the **County** will help an individual reduce his or her complaint to writing for his or her signature.

Generally a complaint should include the name, address and telephone number of the individual complaining (complainant) and a brief description of the alleged discriminatory conduct including the date of harm. An individual submitting a complaint alleging discrimination may include any relevant evidence, including the names of witnesses and supporting documentation.

Title VI complaints should be directed to:

Susie Barlow
PO Box 383
Vernon, IN 47282
sbarlow@jenningscounty-in.gov
(812) 352-3016

Within 60 days of the receipt of the complaint, **Jennings County** will conduct an investigation of the allegation based on the information provided and issue a written report of its findings to the complainant. The **County** will try to obtain an informal voluntary resolution to all complaints at the lowest level possible.

A complainant's identity shall be kept confidential except to the extent necessary to conduct an investigation. All complaints shall be kept confidential.

These procedures do not deny the right of any individual to file a formal complaint with any government agency or affect an individual's right to seek private counsel for any complaint alleging discrimination.

**Appendix D -
External Complaint of Discrimination Form**

External Complaint of Discrimination

INSTRUCTIONS:

The purpose of this form is to help any person interested in filing a discrimination complaint with **Jennings County, IN**. You are not required to use this form. You may write a letter with the same information, sign it and return it to the address on the previous page. All bold items must be completed for your complaint to be investigated. Failure to provide complete information may impair the investigation of your complaint.

Title VI of the Civil Rights Act of 1964, as amended and its related statutes and regulations (Title VI) prohibit discrimination on the basis of race, color, national origin, sex, age, disability/handicap, or income status in connection with programs or activities receiving federal financial assistance for the United States Department of Transportation, Federal Highway Administration, and/or Federal Transit Administration. These prohibitions extend to **Jennings County, IN** as a sub-recipient of federal financial assistance.

Upon request, assistance will be provided if you are an individual with a disability or have limited English proficiency. Complaints may also be filed using alternative formats such as computer disk, audiotape, or Braille.

You also have the right to file a complaint with other state or federal agencies that provide federal financial assistance to **Jennings County, IN**. Additionally, you have the right to seek private counsel.

Jennings County, IN is prohibited from retaliating against any individual because he or she opposed an unlawful policy or practice, filed charges, testified, or participated in any complaint action under Title VI or other nondiscrimination authorities.

Please make a copy of your complaint form for your personal records. Do not send your original documents as they will not be returned. Mail the original complaint form along with any copies of documents or records relevant to your complaint to the address on the previous page.

Complaints of discrimination must be filed within 180 days of the date of the alleged discriminatory act. If the alleged act of discrimination occurred more than 180 days ago, please explain your delay in filing this complaint.

****Your complaint cannot be processed without your signature**

COMPLAINANT INFORMATION		
Name <i>(first, middle, and last)</i>		
Address <i>(number and street, city, state and ZIP code)</i>		
Home telephone number () -	Work telephone number () -	Cellular telephone number () -

Name of complainant	Date (<i>month, day, year</i>)
---------------------	----------------------------------

Provide the names of any individuals with additional information regarding your complaint:

Name of witness 1 (<i>first, middle, and last</i>)	Title
--	-------

Name of company

Address (<i>number and street, city, state and ZIP code</i>)
--

Home telephone number () -	Work telephone number () -	Cellular telephone number () -
--	--	--

Include a brief description of the relevant information the witness may provide to support your complaint of discrimination.

Name of witness 2 (<i>first, middle, and last</i>)	Title
--	-------

Name of company

Address (<i>number and street, city, state and ZIP code</i>)
--

Home telephone number () -	Work telephone number () -	Cellular telephone number () -
--	--	--

Include a brief description of the relevant information the witness may provide to support your complaint of discrimination.

--

--

Name of witness 3 (<i>first, middle, and last</i>)	Title
--	-------

Name of company

Address (<i>number and street, city, state and ZIP code</i>)
--

Home telephone number () -	Work telephone number () -	Cellular telephone number () -
--	--	--

Include a brief description of the relevant information the witness may provide to support your complaint of discrimination.

--

How would you like your complaint to be resolved?

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Signature	Date signed (<i>month, day, year</i>)
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**Appendix E -
Complaint Consent / Release Form**

Complainant Consent / Release

Name <i>(first, middle, and last)</i>	Telephone number () -
Address <i>(number and street, city, state and ZIP code)</i>	
Case number(s) <i>(if known)</i>	
<p>As a complainant, I understand that during an investigation it may become necessary for Jennings County to reveal my identity to individuals outside of the County Government in the course of verifying information or gathering facts and evidence to develop a basis for making a civil rights compliance determination. I understand that it may be necessary for Jennings County to share information, including personal details collected as part of its complaint investigation. In addition, I understand that as a complainant I am protected by Title VI of the Civil Rights Act of 1964, as amended, and its related statutes and regulations prohibiting intimidation or retaliation for taking action or participating in an action to secure rights protected by the non-discrimination statutes enforced by Jennings County.</p>	
<p><i>Please read both paragraphs below, check your choice of CONSENT or CONSENT DENIED and sign below. (Please mark one.)</i></p> <p><input type="checkbox"/> Consent</p> <p>I have read and understand the above information and authorize Jennings County, IN to disclose my identity to individuals as needed during the course of the investigation for the purpose of verifying information or gathering facts and evidence relevant to the investigation of my complaint. I authorize Jennings County to receive, review and discuss material and information about me relevant to the investigation of my complaint. I understand that the material and information will be used for authorized civil rights compliance and enforcement activities. I further understand that I am not required to authorize this release and volunteer to do so.</p> <p><input type="checkbox"/> Consent Denied</p> <p>I have read and understand the above information and do not want Jennings County to disclose my identity to any individual during the course of the investigation. I understand this choice could delay the investigation of my complaint and may, in some circumstances, result in an administrative closure of the investigation of my complaint without Jennings County making a determination in my case.</p>	
Signature	Date <i>(month, day, year)</i>

**Appendix F -
Voluntary Title VI Public Involvement Survey**

Jennings County, IN Voluntary Title VI Public Involvement Survey

As a recipient of federal funds, the Indiana Department of Transportation (INDOT) is requiring local agencies to develop a procedure for gathering statistical data regarding participants and beneficiaries of its federal-aid highway programs and activities (23 CRF §200.9(b)(4)). **Jennings County** is distributing this voluntary survey to fulfill that requirement to gather information about the populations affected by proposed projects.

You are not required to complete this survey. Submittal of this information is voluntary. This form is a public document that **Jennings County** will use to monitor its programs and activities for compliance with Title VI and the Civil Rights Act of 1964, as amended and its related statutes and regulations.

If you have any questions regarding **Jennings County's** responsibilities under Title VI of the Civil Rights Act of 1964 or the Americans with Disabilities Act, please contact **Susie Barlow, ADA/Title VI Coordinator (200 E Brown St, PO Box 383, Vernon, IN 47282/812-352-3016/sbarlow@jenningscounty-in.gov)**.

You may return the survey by folding it and placing it on the registration table or by mailing or e-mailing it to the address above.

Date: (Month/Day/Year)					
Project Name:					
Gender: <input type="checkbox"/> Female <input type="checkbox"/> Male		Ethnicity: <input type="checkbox"/> Hispanic or Latino <input type="checkbox"/> Not Hispanic or Latino			
Race: (Check One or More)					
<input type="checkbox"/> American Indian or Alaska Native		<input type="checkbox"/> Asian		<input type="checkbox"/> Black or African-American	
<input type="checkbox"/> Native Hawaiian or Other Pacific Islander		<input type="checkbox"/> White		<input type="checkbox"/> Multiracial	
Age: <input type="checkbox"/> 1-21 <input type="checkbox"/> 22-40 <input type="checkbox"/> 41-65 <input type="checkbox"/> 65+			Disability: <input type="checkbox"/> Yes <input type="checkbox"/> No		
Household Income:					
<input type="checkbox"/> \$0 - \$12,000		<input type="checkbox"/> \$12,001 - \$24,000		<input type="checkbox"/> \$24,001 - \$36,000	
<input type="checkbox"/> \$36,001 - \$48,000		<input type="checkbox"/> \$48,001 - \$60,000		<input type="checkbox"/> \$60,001+	

Jennings County will monitor, track, and document data received as a result of this survey in an effort to comply with Title VI of the Civil Rights Act of 1964.

Appendix G - Title VI Training Logs

