

**How do I get more information about Title VI or file a complaint?**

Information can be obtained from the departmental Title VI compliance coordinators or from the Office of Administrative and Information Services.

*Internal Complaint procedure:* Any person who believes she or he, or any special class of individuals, is subject to discrimination under Title VI may file an oral or written complaint through a representative or directly with the cabinet's Office of Administrative and Information Services, Attn: Title VI compliance, 4<sup>th</sup> Floor, Capital Plaza Tower, Frankfort, KY, 40601. The telephone number is 1-502-563-2042. The fax number is 1-502-564-2043. The complaint should be filed within 30 days of the alleged discrimination. For more information, contact the Executive Director of the Office of Administrative and Information Services.

*External Complaint Procedure:* Anyone who believes he or she, or any special class of individuals, is subject to discrimination under Title VI may file a written or verbal complaint directly with the Kentucky Commission on Human Rights, the Heyburn Building, 7<sup>th</sup> Floor, 332 West Broadway, Louisville, KY 40202. The phone number is 502-595-4024 or toll free, 800-292-5566.

*The Environmental and Public Protection Cabinet does not discriminate on the basis of race color, religion, national origin sex, sexual orientation, or gender identity, ancestry, age disability or veteran status, and provides, upon request, reasonable accommodations including auxiliary aid sand services to afford an individual with a disability an equal opportunity to participate in all programs and activities. To request materials in an alternate format, contact the Office of Communications and Public Outreach, 5<sup>th</sup> Floor, Capital Plaza Tower, Frankfort, KY 40601. Hearing and speech impaired persons can contact the agency by using the Kentucky Relay Service, a toll-free communication device for the deaf (TDD). For voice to TDD, call 800-648-6057. For TDD to voice, call 800648-6056.*

**Office of Administrative and Information Services  
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**Office of Administrative and  
Information Services  
Environmental and Public Protection Cabinet  
4<sup>th</sup> Floor, Capital Plaza Tower  
500 Mero Street  
Frankfort, KY 40601**

# TITLE VI

**Bans  
discrimination  
under programs  
receiving federal  
money**

**Kentucky  
Environmental and Public  
Protection Cabinet  
5<sup>th</sup> Floor, Capital Plaza Tower  
500 Mero Street  
Frankfort, KY 40601**



# Title VI of the Civil Rights Act

## What is Title VI?

Title VI of the Civil Rights Act of 1964 is a national law that protects people from discrimination based on race, color or national origin in connection with programs and activities that receive federal money. The law states:

*No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied benefits of, or be subject to discrimination under any program or activity receiving federal financial assistance.*

## What are the cabinet's responsibilities regarding Title VI?

Kentucky Revised Statute 344.015 requires state agencies to develop Title VI implementation plans and submit annual compliance reports to the state Auditor of Public Accounts. *All employees of the Environmental and Public Protection Cabinet have a duty to provide program benefits and services in a non-discriminatory manner.* This requirement also applies to businesses and other entities receiving federal money from the cabinet.

*The Kentucky Environmental and Public Protection Cabinet is committed to serving all Kentuckians.*

## What is discrimination?

Discrimination limits equal access to services, opportunities or other benefits. Some examples of illegal discriminatory practices under Title VI include:

- ◆ Denying any individual services, opportunity or other benefits for which he or she is otherwise qualified under a federally-funded program.

- ◆ Providing any service or benefit to a person that is different or provided in a different manner from that which is provided to others.
- ◆ Subjecting a person to segregated or separate treatment in any manner related to receipt of service.
- ◆ Restricting a person in any way in the enjoyment of services and other benefits provided to others.
- ◆ Administering a program in a way that limits participation by any group of recipients or subjects them to discrimination.
- ◆ Permitting discriminatory activity in a facility built, in whole or in part, with federal funds.
- ◆ Failing to advise the population eligible to be served or benefited by a program about the existence of the program.
- ◆ Locating a facility in a way that would limit or impede access to a federally-funded service or benefit.

## What are some examples relating to the Environmental and Public Protection Cabinet?

Here are some situations that could come under discriminatory practices covered under Title VI:

- ◆ Laws under a federally funded program are enforced differently in minority and non-minority neighborhoods.
- ◆ A board or advisory body is established by an agency receiving federal money. The agency does not seek minority representation on the board or advisory body.

- ◆ The recipient of federal funds discriminates in selection of contractors.
- ◆ An agency receives federal funds to perform corrective/remedial work. The money is only used for projects in non-minority neighborhoods.

## What discrimination issues ARE NOT covered by Title VI?

Title VI does not address discrimination based on age, sex, disability, geographical locale or wealth. Title VI:

- ◆ Does not relate to discrimination against people with disabilities.
- ◆ Does not apply to employment, except where employment practices result in discrimination against program beneficiaries or where the purpose of the federal funds is to provide employment.
- ◆ Does not guarantee increased purchases from minority-owned business.

Many discrimination issues not covered under Title VI are covered under other laws and regulations. For more information, contact the Affirmative Action Coordinator, 4<sup>th</sup> Floor, Capital Plaza Tower, Frankfort, Ky. 40601.

## Who is responsible for cabinet compliance with Title VI?

Responsibility is vested with the Secretary of the cabinet, or his or her designee. The executive director of the cabinet's Office of Administrative and Information Services or his or her designee is responsible for coordinating Title VI compliance between the various cabinet units and administering the complaint process.