

## 14. LANGUAGE ACCESS PLAN UPDATE

### **BACKGROUND**

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Over a million residents of the Houston-Galveston Metropolitan Planning Region are identified as limited in English proficiency (LEP). A person with limited English proficiency is one whose primary language is not English and who has trouble reading, writing, speaking, or understanding communication in English. The inability to communicate effectively in English is a significant deterrent to participation in the transportation planning process and can prevent access to valuable benefits and services and to understanding vital information meant for the public. Language assistance services ensure that individuals who do not communicate proficiently in English can have meaningful access to H-GAC's transportation programs and activities.

The Language Access Plan assesses the need for language assistance services in H-GAC's metropolitan planning area and describes how these services will be provided. The last update to the Language Access Plan was made in 2017.

### **CURRENT SITUATION**

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The Language Access Plan was completed, taking feedback received from the public into account. Staff conducted the "Four-Factor" balancing test to assess the need for language assistance for the community, and to decide what services would be effective in providing meaningful access for persons with limited English proficiency. The four factors considered were:

- (1) The number or proportion of LEP persons who are served or may be encountered during an H-GAC program or activity;
- (2) The frequency with which LEP individuals access H-GAC programs;
- (3) The nature and importance of H-GAC's programs and activities in the lives of the people; and
- (4) The resources available to H-GAC and the cost of providing language assistance.

Staff also conducted the "Safe Harbor" test, recommended by the U.S. Department of Transportation, which guides when to translate an agency's documents into non-English languages spoken by the public. In addition, staff launched the "Language and Engagement Survey," to gather information on language use and best practices for achieving greater participation by members of the LEP population and other under-represented communities.

A public comment period was open from July 22, 2024, through August 21, 2024, and a virtual public meeting was held on August 15, 2024. A copy of the updated Language Access Plan can be found on the H-GAC website at: <https://www.h-gac.com/title-vi-program/language-access-plan>.

### **ACTION REQUESTED**

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Transportation Policy Council approval of Resolution 2024-34.



# Resolution

## NO. 2024-34

### APPROVING THE HOUSTON-GALVESTON AREA COUNCIL LANGUAGE ACCESS PLAN

**WHEREAS**, pursuant to Title VI of the Civil Rights Act of 1964, 42 U.S.C. §2000d *et seq.* ("the Act") and Presidential Executive Order 13166, the Houston-Galveston Area Council developed the Language Access Plan (LAP) to ensure that stakeholders with Limited English Proficiency (LEP) have meaningful access to H-GAC's programs and activities; and

**WHEREAS**, the LAP is intended as a guide for the public, policy-makers, and staff, and outlines strategies for providing effective language assistance to individuals with limited proficiency in the English language; and

**WHEREAS**, as a recipient of federal funds, the Houston-Galveston Area Council is required to comply with the requirements of the Act and applicable implementing regulations; and

**WHEREAS**, the Houston-Galveston Area Council is committed to a policy of non-discrimination in the conduct of its business and intends that no person is, on the grounds of race, color, or national origin, excluded from participation in, denied the benefits of, or is otherwise subjected to discrimination under any of the agency's programs or activities, regardless of funding source; and

**WHEREAS**, revisions were made to the draft LAP in response to public comments received during the public comment period; and

**WHEREAS**, the Transportation Policy Council has authority to approve the Houston-Galveston Area Council Language Access Plan by Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE TRANSPORTATION POLICY COUNCIL FOR THE HOUSTON-GALVESTON TRANSPORTATION MANAGEMENT AREA THAT:**

The Houston-Galveston Area Council Language Access Plan is hereby approved.

**PASSED AND APPROVED** this 27<sup>th</sup> day of September 2024, at a regularly called meeting of the Transportation Policy Council.

APPROVED:

ATTEST:

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Hon. Justin Beckendorff, Chairman  
Transportation Policy Council

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Hon. Nancy Arnold, Secretary  
Transportation Policy Council