As President John F. Kennedy said in 1963: “Simple justice requires that public funds, to which all taxpayers of all races [colors, and national origins] contribute, not be spent in any fashion which encourages, entrenches, subsidizes or results in racial [color or national origin] discrimination.”

FORMS OF ILLEGAL DISCRIMINATION
A recipient of Federal financial assistance may not, based on race, color or national origin:

• Deny services, aids or other benefits provided as a part of employment, education or health care programs.
• Provide a different service, financial aid or other benefit, or provide them in a different manner from those provided to others under the program.
• Segregate or separately treat individuals in any matter related to the receipt of any service, financial aid or other benefit.
• Fail to take reasonable steps to ensure meaningful access by limited English proficient (LEP) persons to the recipient’s programs or activities.

EXECUTIVE ORDER 13166
In August 2000, this Order “Improving Access to Services for Persons with Limited English Proficiency” was issued, and directed federal agencies to:

• Publish guidance on how their recipients can provide access to LEP persons.
• Improve the language accessibility of their own programs.
• Break down language barriers by implementing consistent standards of language assistance across federal agencies and amongst all recipients of federal financial assistance.

The Order covers all federal and federally assisted programs and activities.

WHO IS A LIMITED ENGLISH PROFICIENT PERSON?
Persons who do not speak English as their primary language and who have a limited ability to read, speak, write, or understand English can be limited English proficient, or “LEP.” These individuals may be entitled to language assistance with respect to a particular type of service, benefit, or encounter.
LIMITED ENGLISH PROFICIENCY (LEP) SERVICES IN CLINICAL AREAS

It is the practice of the University of Tennessee Health Science Center to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served by our programs. Such services will be focused on providing meaningful access to our programs, services, and/or benefits. In August 2011, AVAZA Language Services Corporation was awarded the state-wide contract for telephone interpreting services for all of State of Tennessee government. The contract allows state users to contact the AVAZA 24-hour call center for foreign language interpretation in over 150 languages and dialects. All agencies and departments, all counties and all programs in the State of Tennessee are covered under SWC 176. Because UTHSC is a federal contractor, use of interpretation services are covered under Title VI of the Civil Rights of 1964 addressing discrimination based on race, color or national origin in programs and activities receiving federal financial assistance.

DeafConnect is a private, non-profit interpreter referral agency, with funding provided by United Way of Memphis. UTHSC has used DeafConnect’s sign language interpreter services for assistance with patients, graduation and other events. Emergency interpreting is also available 24 hours a day. Use of the interpretation services may qualify as a reasonable accommodation under the Americans’ with Disabilities Act and Section 504 of the Rehabilitation Act of 1973 depending on the circumstances for UTHSC sponsored events or programs.

Language Assistance Service Options

• Oral interpretation services
• Bilingual staff
• Telephone interpreter lines
• Written language services
• Community volunteers

WHAT PROGRAMS ARE COVERED BY TITLE VI?

Approximately 30 Federal agencies provide Federal financial assistance in the form of funds, training, and technical and other assistance to State and local governments, and nonprofit and private organizations. These recipients of Federal assistance, in turn, operate programs and deliver benefits and services to individuals (known as “beneficiaries”) to achieve the goals of the Federal legislation that authorizes the programs. Federally assisted programs address such broad and diverse areas as:

• Elementary, secondary, and higher education.
• Health care, social services, and public welfare.
• Public transportation.
• Parks and recreation.
• Natural resources and the environment.
• Employment and job training.
• Housing and community development.
• Law enforcement and the administration of justice.
• Agriculture and nutrition.

The University of Tennessee is an EEO/AA/Title VI/Title IX/Section 504/ADA/ADEA/V institution in the provision of its education and employment programs and services.