

# KYOVA Interstate Planning Commission

## Title VI Implementation Plan and Limited English Proficiency Language Assistance Plan

**January 1, 2021 – December 30, 2021**

**KYOVA Interstate Planning Commission  
400 Third Avenue  
Huntington, West Virginia 25701  
Phone: 304-523-7434  
Website: [www.kyovaipc.org](http://www.kyovaipc.org)**



*This project was partially funded by grants from the U. S. Department of Transportation, Federal Highway and Federal Transit Administrations.*

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# **KYOVA Interstate Planning Commission**

## **Title VI Implementation Plan and Limited English Proficiency (LEP) Language Assistance Plan for the Huntington, WV-KY-OH Urbanized Area\***

**January 1, 2021 to December 30, 2021**

**KYOVA Interstate Planning Commission  
400 Third Avenue  
Huntington, West Virginia 25701**

**Phone: 304-523-7434  
[www.kyovaipc.org](http://www.kyovaipc.org)**

\*The KYOVA Planning Area within the Huntington, WV-KY-OH Urbanized Area includes the West Virginia counties of Cabell and Wayne, the Kentucky counties of Boyd and Greenup, and the urbanized portion of Lawrence County, Ohio.

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# ACKNOWLEDGEMENTS

## KYOVA Policy Committee (PC) Members

### Officers

Ms. Nancy Cartmill	Chair, Cabell County, President – WV Commission (E)
Ms. DeAnna Holliday	Vice-Chair, President – Lawrence County, OH Commission (E)
Mr. Robert Carpenter	Secretary, Greenup County, KY Judge Executive (E)

### Cabell County Members

Ms. Nancy Cartmill	President/Commissioner, Cabell County, WV (E)
Ms. Beth Thompson	County Manager, Cabell County, WV (E)
Mr. Jim Morgan	Commissioner, Cabell County, WV (E)
Ms. Kelli Sobonya	Commissioner, Cabell County, WV (E)
Mr. Chad Nelson	Citizen Member, Cabell County, WV (A)

### City of Huntington, West Virginia Members

Mr. Steve Williams	Mayor, City of Huntington, WV (E)
Mr. James Insco	Public Works Director, City of Huntington, WV (A)
Mr. James Turner	Lawyer, City of Huntington, WV (A)
Mr. Howard Anderson	Citizen Member, City of Huntington, WV
Vacant	Citizen Member, City of Huntington, WV (A)

### Wayne County, West Virginia Members

Mr. Kenneth Adkins	Commissioner, Wayne County, WV (E)
Mr. Jeffrey Maddox	Citizen Member, Wayne County, WV (E)
Mr. Shane Dillion	Citizen Member, Wayne County, WV (A)
Mr. Timothy Bias	Mayor, Kenova, WV (A)

### Putnam County, West Virginia Members

Mr. Andy Skidmore	Putnam County, WV Commission (E)
Vacant	Putnam County, WV (A)
Vacant	Putnam County, WV (A)

### Boyd County, Kentucky Members

Mr. Eric Chaney	County Judge Executive, Boyd County, KY (E)
Mr. Randy Stapleton	Commissioner, Boyd County Fiscal Court, Boyd County, KY (A)
Mr. Gary Blanton	Assistant Road Foreman, Boyd County, KY (A)

### City of Ashland, Kentucky

Mr. Matthew Perkins	Mayor, City of Ashland, KY (E)
Mr. Michael Graese	City Manager, City of Ashland, KY (A)
Mr. Randy Wheeler	Transit Supervisor (Ashland Bus System), City of Ashland, KY (A)

# ACKNOWLEDGEMENTS – Continued

## KYOVA Policy Committee (PC) Members

### Greenup County, Kentucky Members

Mr. Robert Carpenter	County Judge Executive, Greenup County (E)
Mr. Ronald Simpson	Mayor, City of Russell, KY (A)
Mr. Ronald Fields	Mayor, City of Flatwoods, KY (A)
Mr. Phillip Biggs	Citizen Member, Greenup County, KY (A)

### Lawrence County, Ohio Members

Ms. DeAnna Holliday	President, Lawrence County, OH Commission (E)
Vacant	Lawrence County, Ohio (A)
Mr. Patrick Leighty	County Engineer, Lawrence County, OH (A)
Mr. Terry Porter	Trustee, Lawrence County, OH (A)
Dr. Bill Dingus	Director, Lawrence County, OH Chamber of Commerce (A)
Mr. Ralph Kline	Assistant Director, ILCAO-Lawrence County, OH (A)

### City of Ironton, Ohio

Ms. Katrina Keith	Mayor, City of Ironton, OH (E)
Vacant	City of Ironton, OH (A)

### Transportation Providers

Mr. Paul Davis	General Manager, Tri-State Transit Authority (A)
Mr. Brent Brown	Director, Huntington Tri-State Airport (A)

### Department of Transportation

Mr. Jimmy Wriston, P.E.	Secretary of Transportation/Commissioner of Highways, WVDOH/DOT (A)
Mr. Greg Thomas	Secretary of Transportation, Kentucky Transportation Cabinet (A)
Mr. Jack Marchbanks, Ph.D.	Director, Ohio Department of Transportation (A)

### Federal Highway Administration

Mr. Jason Workman	Director, Program Development, FHWA – West Virginia Division (NV)
Ms. Bernadette Dupont	Transportation Specialist, Environment/Planning/System Performance FHWA – Kentucky Division (NV)
Ms. Velyjha Southern	Community Planner, FHWA – Ohio Division (NV)

A=Appointed / E=Elected / NV=Non-Voting

# ACKNOWLEDGEMENTS – Continued

## KYOVA Technical Advisory Committee (TAC) Member Affiliation

Mr. Paul Davis                      Chair, Tri-State Transit Authority, Huntington, West Virginia – President  
Mr. Patrick Leighty                Vice-Chair, Lawrence County, Ohio – County Engineer

The following organizations are represented on the Technical Advisory Committee:

### **West Virginia Department of Highways – Central Office**

- Director of Planning
- Regional Planning Unit Leader
- Planner

### **West Virginia Department of Highways – District Office #2**

- Manager
- Planner

### **West Virginia Department of Environmental Protection – AQ**

#### **West Virginia Public Transit**

- Executive Director

#### **City of Huntington, West Virginia**

- Public Works Director
- Planner

#### **Cabell County**

- Citizen Member

#### **Wayne County Economic Development Authority**

- Director

#### **Tri-State Transit Authority**

- General Manager
- Assistant Manager

#### **Huntington Tri-State Airport**

- Director

#### **Kentucky Transportation Cabinet – Division of Planning**

- Director
- Transportation Engineering Branch Manager
- Planning Supervisor

#### **Kentucky Transportation Cabinet – Highway District Office #9**

- Chief District Engineer
- Planning Supervisor
- Planner

#### **City of Ashland, Kentucky**

- City Manager
- Transit Supervisor
- City Appointment

#### **Boyd/Greenup Citizens Advisory Committee**

- Five (5) members

#### **Ashland Alliance**

- President/CEO

#### **Gallia County**

- County Engineer

#### **Lawrence County, Ohio**

- County Engineer
- Director, Ironton-Lawrence County Community Action Organization
- Manager, Lawrence County Transit

#### **City of Ironton**

#### **The Greater Lawrence County Chamber of Commerce**

#### **Ohio Department of Transportation – Central Office**

- Transportation Planner
- Air Quality Planner
- Planner

#### **Ohio Department of Transportation – District 9**

- Program Coordinator
- Program Management Coordinator
- Planning Engineer

#### **Federal Highway**

- West Virginia Division
- Kentucky Division
- Ohio Division



# ACKNOWLEDGEMENTS – Continued

## KYOVA Staff

Mr. Christopher M. Chiles	Executive Director
Mr. Saleem Salameh	Technical Study Director/Deputy Executive Director
Ms. Terri B. Sicking	Senior Transportation Planner
Mr. Jody Sigmon	Transportation Planner/System Performance
Ms. Bethany Wild	Transportation Planner/GIS Specialist
Ms. Dannielle Slusher	Finance/Office Manager/Title VI Environmental Justice Officer
Mr. Steven Frye	Finance Assistant
Mr. Paul Young	Web Designer/System Analyst
Ms. Annette Johnson	Transportation Technician/Administrative Assistant

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# TITLE VI IMPLEMENTATION PLAN

## INTRODUCTION

KYOVA Interstate Planning Commission, the designated MPO for the Huntington, WV-KY-OH Urbanized Area. KYOVA's planning area includes the West Virginia counties of Cabell and Wayne, Kentucky counties of Boyd and Greenup, and the urbanized portion of Lawrence County, Ohio. This Title VI Implementation Plan was developed pursuant to Title 49, Code of Federal Regulations (CFR), Department of Transportation (DOT), 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. The purpose of 49 CFR Part 21 is:

*"...to effectuate the provisions of Title VI of the Civil Rights Act of 1964 to the end that no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving Federal financial assistance from the Department of Transportation."*

By adoption of this Title VI Implementation Plan, KYOVA's Policy Committee ensures that all programs, policies, and activities of the MPO comply with Title VI regulations.

Any person or persons who believe they have been aggrieved by an unlawful discriminatory practice under Title VI has a right to file a formal complaint with the MPO. The Title VI complaint procedure and complaint form can be found in *Appendix A* of this Plan and on the KYOVA website ([kyovaipc.org](http://kyovaipc.org)) under the Title VI Tab. Any such complaint must be in writing and filed with KYOVA's Title VI Coordinator within one hundred eighty (180) calendar days following the date of the alleged discriminatory occurrence.

# **KYOVA INTERSTATE PLANNING COMMISSION TITLE VI OVERVIEW & RESPONSIBLE OFFICIALS**

Title VI of the Civil Rights Act of 1964 is a non-discrimination statute. Specifically, Title VI provides that “no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits or, or be subjected to discrimination under any program or activity receiving federal financial assistance” (42 U.S.C. Section 2000d). Each federal department and agency, which is empowered to extend Federal financial assistance to any program or activity, by way of grant, loan, federal personnel, or any federal agreement contract is authorized and directed to make the provisions of Section 2000d of this title.

KYOVA’s Policy Committee serves as the governing body of the KYOVA Interstate Planning Commission, the designated Metropolitan Planning Organization (MPO) for the Huntington, WV-KY-OH Urban Area. KYOVA is responsible for the transportation planning activities in Cabell and Wayne counties, West Virginia; Boyd and Greenup counties, Kentucky; and the urbanized portion of Lawrence County, Ohio. As a recipient of federal funds through grant program(s), KYOVA is subject to Title VI of the Civil Rights Act of 1964. KYOVA works to ensure that nondiscriminatory services are offered throughout the region thereby enhancing both the quality of life and economic vitality. KYOVA is committed to a workplace compliant with Title VI of the Civil Rights Act of 1964 and to incorporate suggestions by KYTC, ODOT, and WVDOH.

## **Non-Discrimination Authorities**

- Title VI of the Civil Rights Act of 1964 (42 USC 2000d et seq.)
- Section 162 (a) of the Federal Aid Highway Act of 1973 (23 USC 324)
- Age Discrimination Act of 1975
- Section 504 of the Rehabilitation Act of 1973
- Americans with Disabilities Act of 1980
- Civil Rights Restoration Act of 1987
- 49 CFR Part 21
- 23 CFR Part 200
- U.S. DOT Order 1050.02
- Executive Order #12898 (Environmental Justice)
- Executive Order #13166 (Limited-English Proficiency)

## **KYOVA Responsible Officials**

### **KYOVA Policy Committee**

The Policy Committee has governing authority over the MPO and MPO Staff. The Committee is comprised of members as outlined in the KYOVA By-laws. Officers (Chairperson, Vice-Chair, and Secretary) are elected every two years from the membership. The Chairperson oversees and provides signature approval and/or grants signature approval to the Executive Director for all programs and activities. The Vice-Chair and Secretary may serve in this capacity if the Chair is not present at meetings or the Chair is unavailable due to illness or other unpreventable situations preventing the Chair from serving.

### **Executive Director**

The Executive Director is responsible for KYOVA’s adherence and compliance with all federal programs and activities, to include but not be limited to Equal Opportunity, Title VI, and Public Participation. The Executive Director is also charged with complete oversight of the functions and activities of KYOVA.

**Title VI Coordinator**

The Title VI Coordinator is responsible for the oversight and coordination of KYOVA's compliance with Title VI and all related statutes, regulations, and directives. The Title VI Coordinator has direct access to KYOVA's Executive Director and the KYOVA Policy Committee. General responsibilities include: coordinating Title VI program development with KYTC, WVDOH/DOT, ODOT, and local public agencies, as directed/requested; overseeing Title VI program reviews and sub-recipient reviews (if required); coordinating Title VI training for KYOVA Staff and any sub-recipients; preparing required reports; providing guidance and advice on the Title VI program to KYOVA staff and LPAs; participate in the design, development, and dissemination of Title VI information to the public; annual update of KYTC's Title VI Program Plan; completion of ODOT Title VI Compliance Report; and other activities directly relating to KYOVA's Title VI Program.

## **KYOVA TITLE VI POLICY STATEMENT    -place on letterhead**

Pursuant to and consistent with Title VI of the Civil Rights Act of 1964 and all requirements imposed by or pursuant to Title 49, Code of the Federal Regulations (CFR), U.S. Department of Transportation (DOT), Subtitle A. Office of the Secretary, (49 CFR, part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964:

It is the policy of the KYOVA Interstate Planning Commission to afford equal opportunity to all persons to the end that no persons in the United States shall, on the grounds of race, color, sex, disability, age or national origin, be excluded from participation in, be denied the benefits or, or be otherwise subjected to discrimination under any program or activity receiving Federal financial assistance from the U.S. Department of Transportation.

Program and activities to which this policy applies include, but are not limited to, the use of grants in connection with federal-aid highway systems, the Surface Transportation and Reauthorization & Reform Act of 2015, the Highway Safety Act of 1966 and the National Traffic and Motor Vehicle and Safety Act of 1966, leases or real property and the grant of permits, licenses, easements and rights of way covering real property, Urban mass Transportation Research Programs, and other grants for the support of basic scientific research.

For more information on KYOVA’s Civil Rights Program, and the procedures to file a complaint, call (304) 523-7434, email Dannielle Slusher at [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org), or visit our office at 400 Third Avenue, Huntington, West Virginia 25701.

A complainant may file a complaint directly with the Federal Highway Administration or the Federal Transit Administration by mailing complaints to:

**Federal Highway Administration**  
Office of Civil Rights  
Attn: Title VI Program Coordinator  
8<sup>th</sup> Floor E81-105  
1200 New Jersey Avenue, SE  
Washington, DC 20590

**Federal Transit Administration**  
Office of Civil Rights  
Attn: Title VI Program Coordinator  
East Building, 5<sup>th</sup> Floor-TCR  
1200 New Jersey Avenue, SE  
Washington, DC 20590

This Policy Statement shall be posted at the KYOVA office located at 400 Third Avenue, Huntington, WV 25701 and on the KYOVA website at [www.kyovaipc.org](http://www.kyovaipc.org).

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Christopher M. Chiles  
KYOVA, Executive Director

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Date

# KYOVA TITLE VI COMPLAINT PROCEDURES

Any person or persons who believe, either individually or as a member of any specific class of persons, they have been subjected to discrimination on the basis of race, color, sex, age, national origin, sexual orientation, income, LEP status, or disability may file a written complaint with KYOVA Interstate Planning Commission. A *Title VI Complaint Form* is available on the MPO website under the Title VI/Environmental Justice Tab or by following this link: [http://kyovaipc.org/Title\\_VI\\_Complaint\\_Form\\_Fill\\_in.pdf](http://kyovaipc.org/Title_VI_Complaint_Form_Fill_in.pdf). The complaint procedure and complaint form are included in *Appendix A*.

A complaint may be filed without the *Complaint Form* if the complainant's name, mailing address, and details regarding the alleged discrimination are included in writing. The *Complaint Form* or other written complaint may be hand delivered or mailed to:

*KYOVA Interstate Planning Commission  
Attn: Dannielle Slusher, Title VI Coordinator  
400 Third Avenue  
Huntington, West Virginia 25701*

The *Complaint Form* or written complaint may also be emailed to [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org).

In order for a complaint to be considered under this procedure, the complaint must be filed no later than 180 calendar days after the date of the alleged act of discrimination OR where there has been a continuing course of conduct, the date on which that conduct was discontinued.

KYOVA's Title VI Coordinator will provide the complainant, or their representative, with a written acknowledgement by mail within 10 working days that KYOVA has received the complaint.

The complaint will be reviewed by the Title VI Coordinator and forwarded to KYOVA's Executive Director. KYOVA will then notify the Federal Highway Administration (FHWA) and/or the Federal Transit Administration (FTA) that a complaint has been received. The Title VI Coordinator shall conduct a full investigation, when warranted, and furnish a preliminary written report, including recommendations for resolution to the Executive Director.

Corrective measures would then be initiated by KYOVA to alleviate the discrimination and prevent future discrimination from occurring in the transportation planning process. KYOVA will notify the complainant (by registered mail) the steps taken to mitigate and prevent such discrimination.

The public may also submit discrimination complaints directly to the Federal Highway Administration (FHWA) and/or the Federal Transit Administration (FTA). The complaint should be mailed to the Office of Civil Rights at either of the FHWA or FTA. Mailing addresses for each are listed in the *Title VI Notification* on the previous page.

If the complaint cannot be resolved by KYOVA to the satisfaction of all parties concerned, the party not satisfied is advised of his or her right to appeal pursuant to Title 49, Code of Federal Regulations, Part 21. The appeal must be filed, in writing no later than 180 calendar days after the date of the alleged discrimination, unless the time for filing is extended by the Secretary to:

Federal Highway Administration  
Office of Civil Rights  
1200 New Jersey Avenue, SE  
8<sup>th</sup> Floor E81-314  
Washington, DC 20590

A complaint may be filed with the Secretary; U. S. Department of Transportation before, during, or after the complaint has been filed with KYOVA Interstate Planning Commission.

The complainant may withdraw his or her complaint at any time after filing and prior to the issuance of a determination or resolution by KYOVA. The complainant must submit a written withdrawal to: KYOVA Interstate Planning Commission/Attn: Executive Director/400 Third Avenue/Huntington, WV 25701.

## Procedimientos de denuncia del título VI de KYOVA

Cualquier persona o personas que creen, ya sea individualmente o como miembro de cualquier clase específica de personas, que han sido objeto de discriminación por motivos de raza, color, sexo, edad, origen nacional, orientación sexual, ingresos, estado LEP o discapacidad puede presentar una queja por escrito con KYOVA Interstate Planning Commission. Un Formulario de Queja del Título VI está disponible en el sitio web de la MPO bajo la pestaña Título VI/Justicia Ambiental o siguiendo este enlace: [http://kyovaipc.org/Title\\_VI\\_Complaint\\_Form\\_Fill\\_in.pdf](http://kyovaipc.org/Title_VI_Complaint_Form_Fill_in.pdf). El procedimiento de queja y el formulario de queja se han incluido en el Apéndice A.

Se puede presentar una queja sin el Formulario de Queja si el nombre, la dirección postal y los detalles del demandante con respecto a la supuesta discriminación se incluyen por escrito. El Formulario de Queja u otra queja por escrito puede ser entregado a mano o enviado por correo a:

Comisión de planeamiento de un estado a otro de KYOVA  
Atención: Danielle Slusher, Coordinadora del Título VI  
400 Tercera Avenida  
Huntington, West Virginia 25701

El formulario de queja o la queja por escrito también pueden enviarse por correo electrónico a [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org).

Para que una queja sea considerada bajo este procedimiento, la queja debe presentarse a más tardar 180 días calendario después de la fecha del presunto acto de discriminación O cuando haya habido un curso continuo de conducta, la fecha en que se suspendió esa conducta.

El Coordinador del Título VI de KYOVA proporcionará al demandante, o a su representante, un acuse de recibo por escrito por correo dentro de los 10 días hábiles de que KYOVA haya recibido la queja.

La queja será revisada por el Coordinador del Título VI y remitida al Director Ejecutivo de KYOVA. KYOVA notificará a la Administración Federal de Carreteras (FHWA) y/o a la Administración Federal de Tránsito (FTA) que se ha recibido una queja. El Coordinador del Título VI llevará a cabo una investigación completa, cuando sea necesario, y proporcionará un informe preliminar por escrito, incluyendo recomendaciones para su resolución al Director Ejecutivo.

KYOVA iniciaría medidas correctivas para aliviar la discriminación y evitar que ocurra una discriminación futura en el proceso de planificación del transporte. KYOVA notificará al demandante (por correo certificado) las medidas tomadas para mitigar y prevenir dicha discriminación.

El público también puede presentar quejas por discriminación directamente a la Administración Federal de Carreteras (FHWA) y / o la Administración Federal de Tránsito (FTA). La queja debe enviarse por correo a la Oficina de Derechos Civiles en cualquiera de las FHWA o FTA. Las direcciones de correo para cada uno se enumeran en la Notificación del Título VI en la página anterior.

Si KYOVA no puede resolver la queja a satisfacción de todas las partes involucradas, se informa a la parte no satisfecha de su derecho a apelar de conformidad con el Título 49, Código de Regulaciones Federales, Parte 21. La apelación debe ser presentada, por escrito a más tardar 180 días calendario después de la fecha de la supuesta discriminación, a menos que el tiempo para la presentación sea extendido por el secretario a:

Administración Federal de Carreteras  
Oficina de Derechos Civiles  
1200 avenida de Nueva Jersey, SE  
Piso 8 E81-314  
Washington DC, 20590

Se puede presentar una queja ante el secretario; Departamento de Transporte de los Estados Unidos antes, durante o después de que la queja haya sido presentada ante la Comisión de Planificación Interestatal KYOVA.

El demandante puede retirar su queja en cualquier momento después de la presentación y antes de la emisión de una determinación o resolución por parte de KYOVA. El demandante debe presentar una retirada por escrito a: KYOVA Interstate Planning Commission/Attn: Executive Director/400 Third Avenue/Huntington, WV 25701.



## KYOVA TITLE VI NOTICE TO THE PUBLIC

KYOVA Interstate Planning Commission hereby gives notice that it is the policy of the agency to assure full compliance with Title VI of the Civil Rights Act of 1964, the Civil Rights Restoration Act of 1987 and related Nondiscrimination authorities in all program and activities. It is KYOVA's policy that no person in the United States of American shall, on the grounds of race, color, national origin, sex, age, disability, low- income or Limited English Proficiency be excluded from the participation in, be denied the benefits of, or be otherwise subjected to discrimination under any of our programs or activities receiving Federal financial assistance.

Any person who believes they have been subjected to discrimination under the Title VI and related nondiscrimination authorities has the right to file a complaint.

To request or receive additional information on its discrimination obligations, including its complaint procedures contact the person below or visit the KYOVA Office at the address listed below:

KYOVA Interstate Planning Commission Title VI Coordinator  
400 Third Avenue  
Huntington, West Virginia 25701  
Telephone: 304-523-7434  
Website: [www.kyovaipc.org](http://www.kyovaipc.org) (see Title VI Tab)

To file a discrimination complaint, the written complaint must be submitted to the address above within 180 calendar days of the alleged discrimination. Written complaints may also be submitted to the U.S. Department of Transportation/Federal Highway Administration (FHWA) no later than 180 calendar days after the date of the alleged discrimination, unless the time for filing is extended by the FHWA at the following address: Office of Civil Rights, Attention: Title VI Coordinator, Federal Highway Administration, 1200 New Jersey Avenue., SE, Washington DC 20590 to accommodate limited English proficient individuals, oral complaints to be documented and/or translated may also be given at the above address.

## KYOVA TÍTULO VI AVISO AL PÚBLICO

La Comisión de Planificación Interestatal de KYOVA notifica que es política de la agencia asegurar el pleno cumplimiento del Título VI de la Ley de Derechos Civiles de 1964, la Ley de Restauración de Derechos Civiles de 1987 y las autoridades de no discriminación relacionadas en todos los programas y actividades. Es política de KYOVA que ninguna persona en los Estados Unidos de América, por motivos de raza, color, origen nacional, sexo, edad, discapacidad, bajos ingresos o dominio limitado del inglés, se le excluya de la participación, se le nieguen los beneficios de, o se les opondrá a discriminación bajo cualquiera de nuestros programas o actividades que reciban asistencia financiera federal.

Cualquier persona que crea que ha sido objeto de discriminación en virtud del Título VI y las autoridades de no discriminación relacionadas tienen derecho a presentar una queja.

Para solicitar o recibir información adicional sobre sus obligaciones de discriminación, incluidos sus procedimientos de reclamación, póngase en contacto con la persona a continuación o visite la Oficina de KYOVA en la lista que se indica a continuación:

Comisión de Planificación Interestatal de KYOVA Coordinador del Título VI  
400 Tercera Avenida  
Huntington, West Virginia 25701  
Teléfono: 304-523-7434  
Sitio web: [www.kyovaipc.org](http://www.kyovaipc.org) (ver ficha Título VI)

Para presentar una queja por discriminación, la queja por escrito debe presentarse a la dirección anterior dentro de los 180 días calendario de la supuesta discriminación. Las quejas escritas también pueden presentarse a los EE.UU. Departamento de Transporte/Administración Federal de Carreteras (FHWA) a más tardar 180 días calendario después de la fecha de la supuesta discriminación, a menos que la FHWA amplíe el tiempo de presentación en la siguiente dirección: Oficina de Derechos Civiles, Atención: Coordinador del Título VI, Administración Federal de Carreteras, 1200 New Jersey Avenue., SE, Washington DC 20590 para acomodar a personas competentes en inglés limitadas, quejas orales que se eben documentar y/o traducir también pueden ser dadas en la dirección anterior.

# RECORD OF TITLE VI INVESTIGATIONS, COMPLAINTS, OR LAWSUITS

There are no current lawsuits or complaints alleging discrimination on the basis of race, color, or national origin filed against KYOVA Interstate Planning Commission.

There have not been any lawsuits or complaints alleging discrimination on the basis of race, color, or national origin filed against KYOVA Interstate Planning Commission within the past five (5) years.

An example of KYOVA’s *Title VI Complaint Log* is shown below and can be found in *Appendix B*. If a Title VI complaint is made against KYOVA, it will be logged and kept on record at the KYOVA office.

Illustration 1: KYOVA Title VI Complaint Log Sampling

KYOVA Interstate Planning Commission Title VI Complaint Log						
Case Number	Investigator	Complainant	Protected Category	Date Filed	Date of Final Report	Disposition

## PROGRAM AND PROJECT REVIEW

As one of two Metropolitan Planning Organizations (MPOs) for the Huntington, WV-KY-OH Urbanized Area, KYOVA facilitates the transportation policy development, planning, and programming for the West Virginia counties of Cabell and Wayne; the Kentucky counties of Boyd and Greenup; and the urbanized area of Lawrence County, Ohio. This includes development of the long-range Metropolitan Transportation Plan (MTP) and the short-term Transportation Improvement Program (TIP), among other specific highway, street, transit, bicycle, and pedestrian plans. The majority of the plans include a demographic profile and most document the potential impacts of projects on disadvantaged populations. If a concern were to arise, based on a public complaint or observation by a staff member, appropriate steps would be taken to review the plan and mitigate the concern.

All plans, policies, and guidance manuals developed by KYOVA are updated regularly to include current and relative demographic data and federal regulations. When updates occur, policy and guidance manuals are reviewed to determine Title VI compliance. Significant change will result in the documents to be modified to reflect the most up-to-date information. KYOVA is responsible for the following under Title VI which are detailed throughout this document.

- Collecting and analyzing data on minority and low- income populations to determine potential impact of proposed plans, programs, and projects.
- Ensuring all contract documents contain the appropriate Title VI provisions.
- Consulting with the Executive Director or Title VI Coordinator when complaints are received, or issues arise during a public hearing/meeting.

- Ensuring all people are treated equitably regardless of race, color, or national origin.
- Monitoring Title VI accomplishments, notifying the Title VI Coordinator of program areas and summarizing activities for inclusion in the Title VI Plan Update.
- Developing and updating internal policies and procedures to ensure Title VI compliance during all phases of projects and activities.
- Ensuring that all business pertaining to the selection, negotiation, and administration of consultant contracts and agreements is accomplished without discrimination based on race, color, or national origin.
- Ensuring that efforts are made to include minority and women owned business in consideration for contracts.
- Ensuring that internal and external publications and all other relevant communications disseminated to the public include the Title VI policy reference.
- Providing reasonable accommodations, information in the appropriate language or interpreters as needed for individuals with disabilities and LEP persons.

#### **Program Areas or Activities Subject to Title VI**

KYOVA program areas with Title VI responsibilities include the following: Federal Highway Planning Funds (PL) for the states of Kentucky, Ohio, and West Virginia; FTA Section 5303 Planning Funds administered annual through KYTC Office of Transportation Delivery, ODOT Division of Transit and WV Division of Transit and included in the Unified Planning Work Program; FTA Section 5310 funds provided to Huntington, WV-KY-OH Transportation Management Area (TMA); KYOVA Finance Department/Human Resources; and contracts specifically for transportation planning activities funded through federal and/or state funds.

#### **Title VI Special Emphasis Areas**

KYOVA provides and monitors training for KYOVA employees – there are no subrecipients. No discrepancies relating to Title VI/LEP/EJ were noted by either the Federal or State reviewers during KYOVA’s last Certification Review in FY 2019. Newly hired KYOVA Staff are provided Title VI training during their first year of employment. All other staff will receive training on an annual basis at the discretion of the Executive Director and/or the Title VI Coordinator.

## **COMPLIANCE/NONCOMPLIANCE REVIEW**

The Title VI Coordinator periodically meets with KYOVA’s Executive Director and Staff to review the policies and procedures relative to Title VI. This includes, but is not limited to, a review of files and statistics of complaints received for investigation and services offered to recipients and beneficiaries of KYOVA’ services.

KYOVA receives federal program funds and assembles program/project data. Self-surveys are completed for each of the three state DOT’s (West Virginia, Kentucky, Ohio). The self-surveys examine all facets of the programs offered by KYOVA. Each state conducts onsite reviews and assessments on a regular schedule, usually triennially. The surveys and/or onsite reviews will help identify programs that are not in compliance with Title VI and an investigation will be conducted by the Title VI Coordinator. Action items from the self-survey and those efforts put forth to bring KYOVA into compliance will be documented. Documentation will include correspondence, resolution(s), and corrective action(s).

In the event of noncompliance with this plan, or applicable regulations and laws are determined to have been violated through a complaint investigation or through the self-survey process, KYOVA will make every effort to attain full compliance.

KYOVA's Title VI Coordinator shall notify the Executive Director and/or the Deputy Executive Director in the event a complaint investigation, compliance review or self-survey indicates noncompliance. The notification shall state the condition of noncompliance, recommended approach to correct the situation, and the period for the response and corrective action. The Title VI Coordinator may conduct interviews and consult with staff regarding the correct approach to remedy noncompliance.

#### **Monitoring and Updating the Title VI Plan**

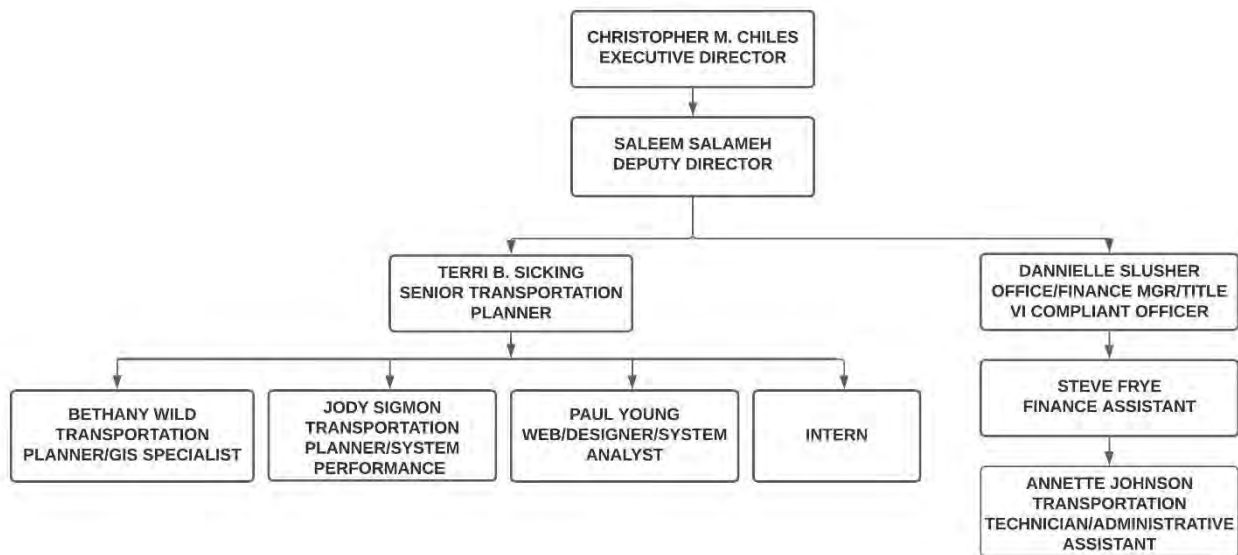
At a minimum, KYOVA will review and evaluate the plan annually to ensure compliance of federal laws and various nondiscrimination regulations. KYOVA will make appropriate changes, as needed, to ensure effectiveness. For questions or concerns regarding KYOVA's commitment to nondiscrimination or to request Title VI assistance, contact Dannielle Slusher, Finance/Office Manager/Title VI Environmental Justice Officer, at (304) 523-7434 or by email at [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org).

## **TITLE VI ORGANIZATION AND STAFFING**

KYOVA Interstate Planning Commission includes the Executive Director, Deputy Executive Director, and a staff of multiple Transportation Planners. Being a staff of less than 10, all employees work closely on most projects. For this reason, Civil Rights responsibilities are held by all staff members by ensuring that each plan and program considers the potential impacts to all individuals in the planning area.

KYOVA's Title VI/ADA Coordinator role is held by the Finance/Office Manager/Title VI Environmental Justice Officer. The Title VI/ADA Coordinator is the main point of contact for all Civil Rights issues from the public as well as enforcement of the Title VI requirements. The Coordinator also provides Title VI, LEP, and ADA training to employees annually, assists all staff members regarding Civil Rights, and is responsible for developing Title VI, LEP, and ADA plans, reports, and surveys. KYOVA's Organizational Chart is shown below.

**KYOVA INTERSTATE PLANNING COMMISSION  
ORGANIZATIONAL CHART  
2021**



**KYOVA MPO Policy and Technical Committees**

KYOVA’s MPO Technical Advisory Committee (TAC) consists of a variety of organizations representing one of the six categories: City/County/State Government, Regional Government/Organizations, Public/Private Transportation, Non-Profits/Social Services, and Private Business. Each organization receives TAC meeting agendas, memos, and minutes prior to scheduled meetings. Attendance at the TAC meetings fluctuates from meeting to meeting.

KYOVA’s MPO Policy Committee meets quarterly. The Policy Committee has governing authority over the MPO and is comprised of members as outlined in the KYOVA By-laws. Title VI pages VI through VIII list each of the organizations represented on the MPO Technical Advisory Committee and Policy Committee.

**Staff Training**

On an annual basis, at least one KYOVA staff member, (usually the Title VI/ADA Coordinator), attends Title VI/ADA training. The Ohio Department of Transportation (ODOT) and the Kentucky Transportation Cabinet (KYTC) provide annual Title VI and ADA trainings that typically cover various aspects of Title VI, including LEP Planning. Additionally, KYOVA may attend trainings hosted by the Federal Highway Administration (FHWA), Federal Transit Administration (FTA), West Virginia Department of Transportation (WVDOT), or other in-person or web-based/online training and resources.

KYOVA's Title VI/ADA Coordinator, or other designated staff, provides annual in-house staff training. New employees will be provided training at the earliest time possible and/or with the annual staff training. Training opportunities will be provided in-person and/or virtually to accommodate staff schedules and/or conditions relating to pandemic situations such as COVID-19. This training provides an overview of the Federal regulations and requirements, a summary of KYOVA's Title VI responsibilities, a review of KYOVA's Public Notice and Complaint Procedure, along with the process to follow in case of a filed complaint. After the review, staff will discuss any issues that may have arisen over the past year or any foreseeable issues over the next year. If it is determined there may be a real or potential issue, the Title VI Coordinator will work with the appropriate staff to resolve the issue. If a formal complaint from the public or other organization was received, the Title VI Coordinator will notify KYOVA's Executive Director and work with the appropriate staff to alleviate the issue. The Title VI Coordinator and the Executive Director will issue a formal response to the complainant. The complaint will be filed in the Title VI Complaint Log in the Appendices of the Title VI Implementation Plan. The Title VI Coordinator may review and discuss potential concerns with staff at any time.

### **Sub-Recipient Review**

KYOVA does not have any sub-recipients. However, if and when there are any, KYOVA may review the Title VI and LEP planning efforts of its sub-recipients when the local public agency (LPA) requests transportation funding. If it is thought that the LPA has an inadequate Title VI/LEP process/document KYOVA will assist the LPA by providing resources for the necessary updates/corrections.

### **Dissemination of Title VI Information**

KYOVA will disseminate Title VI Program information to employees, contractors, sub-recipients, and beneficiaries, as well as to the public. A variety of public notifications and participation procedures will be used to encourage the early and continuous involvement of citizens, communities and others interested in the planning process and decisions of KYOVA. See pages 7 and 8.

## **PUBLIC PARTICIPATION**

### **Inclusive and Meaningful Participation**

KYOVA strives to ensure all individuals within the Metropolitan Planning Area are afforded an opportunity to be informed and involved in transportation planning decisions. KYOVA's Participation Plan details the specific steps taken to ensure public outreach and involvement in KYOVA's MPO plans and projects. The Plan can be found on KYOVA's website ([kyovaipc.org](http://kyovaipc.org)).

The Participation Plan identifies two methods for public outreach: general outreach and targeted outreach. General outreach methods include providing information on the MPO website, Facebook, Twitter, Instagram pages, public notices in local newspapers, notices on city/county websites, notices at bus terminals and on buses, and other methods as appropriate.

Targeted outreach depends on the specific plan or project. The Participation Plan has identified Targeted Outreach Areas (TOA) based on U. S. Census data. The TOAs identify concentrations of traditionally underserved or disadvantaged populations. This includes individuals below poverty, seniors, minorities, Hispanic populations, individuals with Limited English Proficiency, individuals with a disability, and households with no vehicles. Plans developed by KYOVA that require multiple public meetings will strive to have a least one meeting within a TOA. If a project directly impacts a TOA, additional forms of outreach may

be used to ensure participation by residents. Maps of TOAs and a description of the process for identifying them can be found in the Participation Plan's Demographic profiles.

The KYOVA's Technical Advisory Committee (TAC), Policy Committee (PC) and working groups include a variety of local organizations. These organizations represent neighborhood residents, low-income individuals, individuals with a disability, minority groups, and advocacy groups. Title VI Pages III to VI includes a list of the Policy and Technical Advisory Committee members as well as the organizations they serve.

The general public is afforded the opportunity to participate and provide feedback at the quarterly scheduled MPO Technical Advisory Committee (TAC) and/or Policy Committee (PC) meetings. For those unable to attend the meetings, the Policy Committee meetings are recorded and can be accessed through a link on the KYOVA website. TAC minutes are available in text format on the KYOVA website.

Public comments and inquiries about transportation projects are always welcome. Individuals may visit the KYOVA office at 400 Third Avenue, Huntington, WV 25701, call 304-523-7434, email staff, or provide comments through KYOVA's website -[www.kyovaipc.org](http://www.kyovaipc.org) (go to *About Us Tab* and Click the *Contact Info* and type your comment(s) in the message block).

## **Title VI Public Involvement Survey**

A *Title VI Public Involvement Survey* is made available to attendees at KYOVA's public involvement meetings and open houses. Attendees are made aware that the survey is voluntary, but useful to ensure that KYOVA's outreach efforts are reaching as many residents as possible. The *Survey* responses will help KYOVA determine if an appropriate mix of people, based on age, race/ethnicity, income, and disability, are attending the public involvement events. A copy of the *Survey* can be found in *Appendix C*.

## **REGIONAL DEMOGRAPHIC PROFILE**

### **DATA COLLECTION/REPORTING/ANALYSIS**

Demographic data based on race, color, national origin, sex, age, disability, income, and language spoken is gathered, analyzed, and updated periodically by KYOVA to determine potential impacts of projects within the region's population. The demographic data is mapped to determine the locations of concentrated areas of disadvantage populations or possible Targeted Outreach Areas (TOAs). New projects planned by KYOVA and/or its subrecipients are mapped and may be compared to areas of potentially disadvantaged populations to determine if a potential impact may occur. Analysis of the data collected by the program emphasis areas may include:

- The race, color, national origin, sex, age, disability, income and LEP of the population eligible to be served.
- Socioeconomic assessment to evaluate project's potential impacts to the human environment.
- Persons to include in the decision-making process.
- Percent of benefits allocated to persons below the poverty line vs. persons above the poverty line.
- Distribution of benefits (dollars, facilities, systems, projects) to groups and communities.
- Projected population increases versus planned facilities and types of facilities.
- Language needs assessment.



- Transportation needs of all persons within boundaries of plans or projects.
- Strategies to address impacts.
- The manner in which services are or will be provided and the related data necessary for determining whether any persons are or will be denied such services on the basis of prohibited discrimination.
- The location of existing or proposed facilities connected with the program and related information for determining whether the location has or will have the effect of unnecessarily denying access to any persons on the basis of prohibited discrimination.
- The present or proposed membership, by race, color, national origin, sex, disability, and age, in any planning or advisory body which is an integral part of the program.
- Strategies to disseminate information.

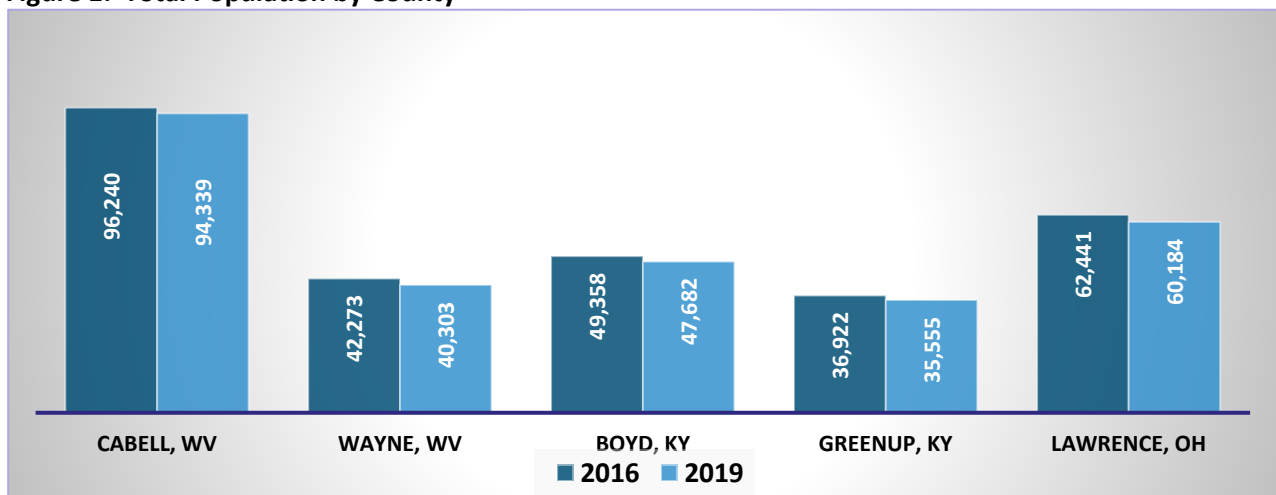
The following sections provide an overview of the demographics for KYOVA’s planning area of the Huntington, WV-KY-OH Urbanized Area which consist of the West Virginia counties of Cabell and Wayne, the Kentucky counties of Boyd and Greenup, and the urbanized portion of Lawrence County, Ohio.

Demographic data was obtained from the U. S. Census website. The 2015-2019 American Community Survey (ACS) 5-year Data Profiles were used. Comparison data from previous years used was the 2012-2016 American Community Survey (ACS) 5-year Data Profiles. The ACS data is released in 1-year estimates and 5-year estimates. The (ACS) 5-Year Estimate Data Profiles were used for this document to provide the most current and accurate information.

## Total Population

The 2015-2019 American Community Survey (ACS) 5-year Data Profiles estimates the five-county population as 278,063 and the 2012-2016 American Community Survey (ACS) 5-year Data Profiles estimated the population as 287,234 (Note: KYOVA’s planning boundary includes the majority of the Huntington, WV-KY-OH Urbanized Area; however, a small area falls within in Putnam County, West Virginia where the planning is conducted by the Regional Intergovernmental Council (RIC). Additionally, only the urbanized portion of Lawrence County, Ohio falls within the KYOVA planning boundary). Between 2012-2016 and 2015-2019 it is estimated that the Huntington, WV-KY-OH Urbanized Area experienced a 3.24 percent decline in population. *Figure 1* illustrates the total population by county for the 2012-2016 and 2015-2019 ACS 5-year Estimate Data Profiles.

**Figure 1: Total Population by County**

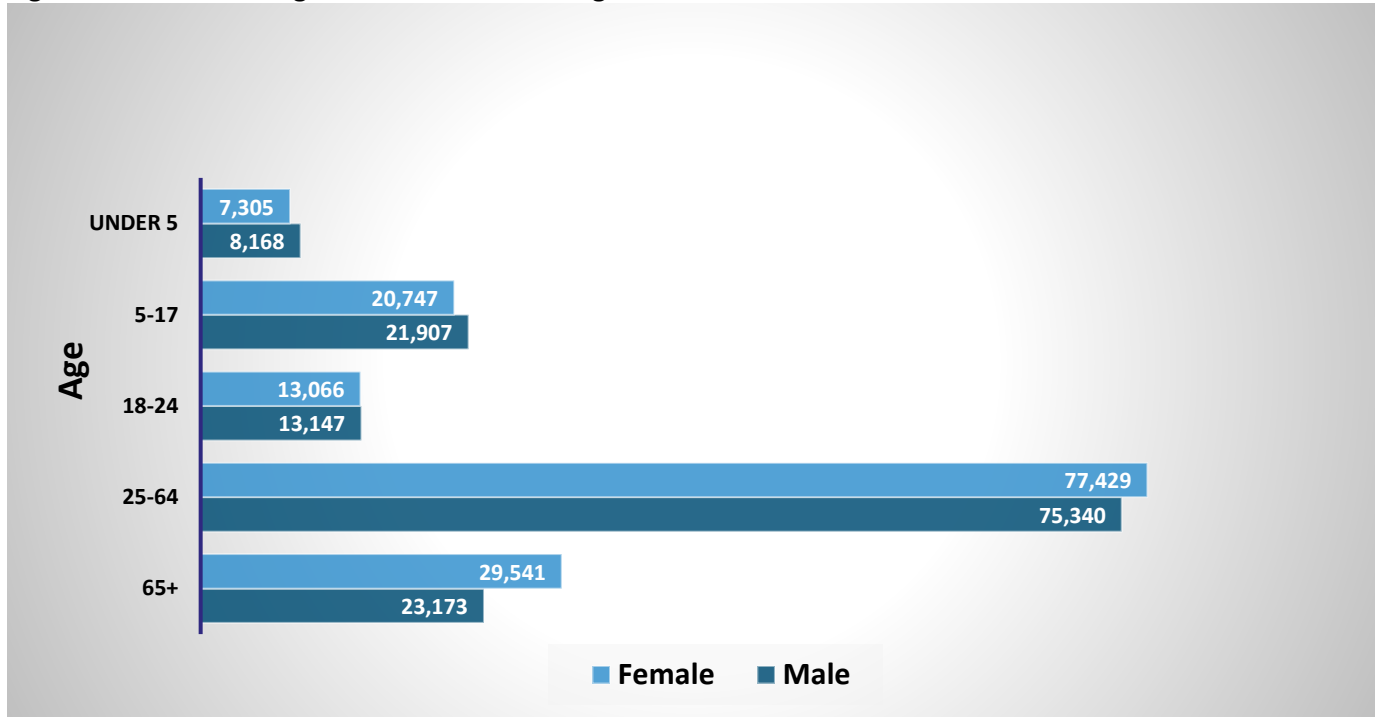


Data Sources: 2012-2016 and 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

## Age and Gender

The 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles indicated the female population is slightly greater than the male population at 50.94% and 49.06%, respectively. The data also indicates that the population's age is increasing with the median age estimates of the 2012-2016 and 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles of 40.56 and 42.1, respectively. The total population 65 and over increased by nearly 13.9% over the same time. The 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles shows that the population is aging with a median age of 42.08 compared to the 2012-2016 ACS 5-Year Estimates of 40.86. *Figure 2* illustrates the gender and age of the KYOVA planning area.

**Figure 2: Gender and Age of the KYOVA Planning Area – 2015-2019 ACS Estimates**

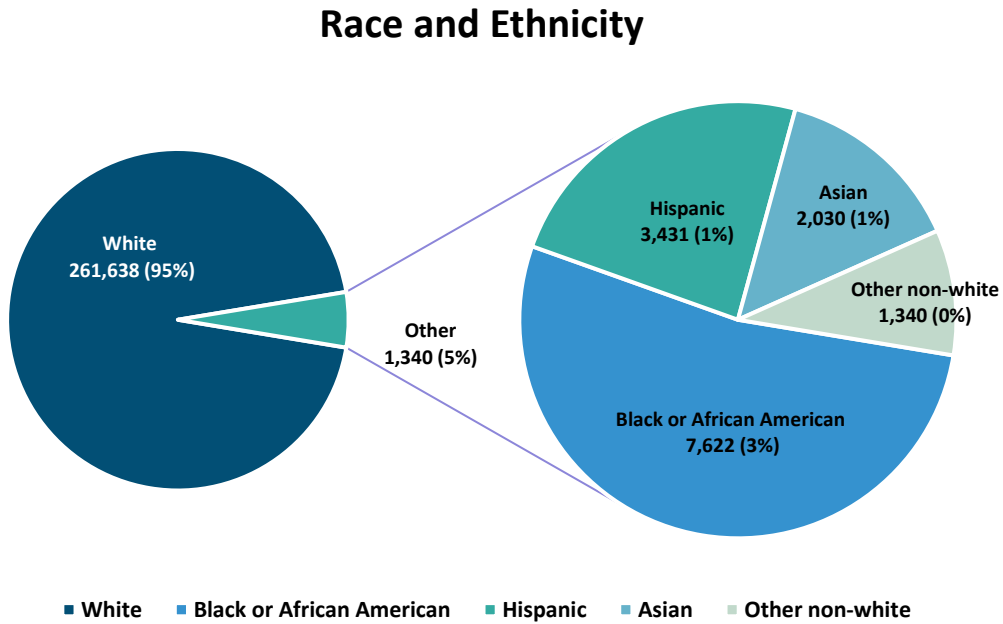


Data Source: 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

## Race and Ethnicity

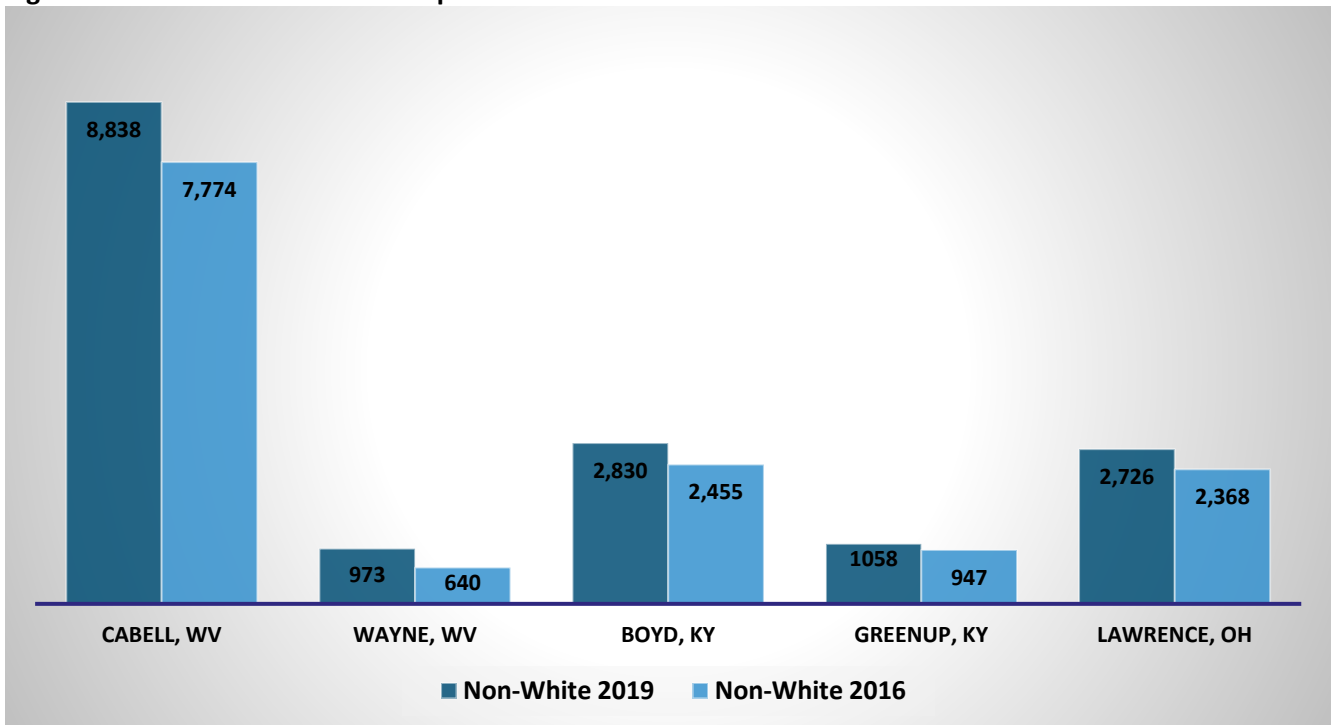
According to the 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles, KYOVA's Planning Area is more diverse than the region as a whole. Detailed Census Tract data can be reviewed in *Appendix D*. However, based on county level data, Cabell County, West Virginia has the highest non-white population of the five counties at 9.4% followed by Boyd County, Kentucky at 5.9%. Based on the 2012-2016 and 2015-2019 American Community Survey (ACS) 5-year Data Profiles the five counties within KYOVA's planning area have experienced an increase in non-white population. *Figure 3* illustrates the Race and Ethnicity, and *Figure 4* illustrates the increase of non-white population from 2012-2016 to 2015-2019 ACS 5-year Estimate Data Profiles.

Figure 3: Race and Ethnicity



Data Source: 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

Figure 4: Increase of Non-White Population

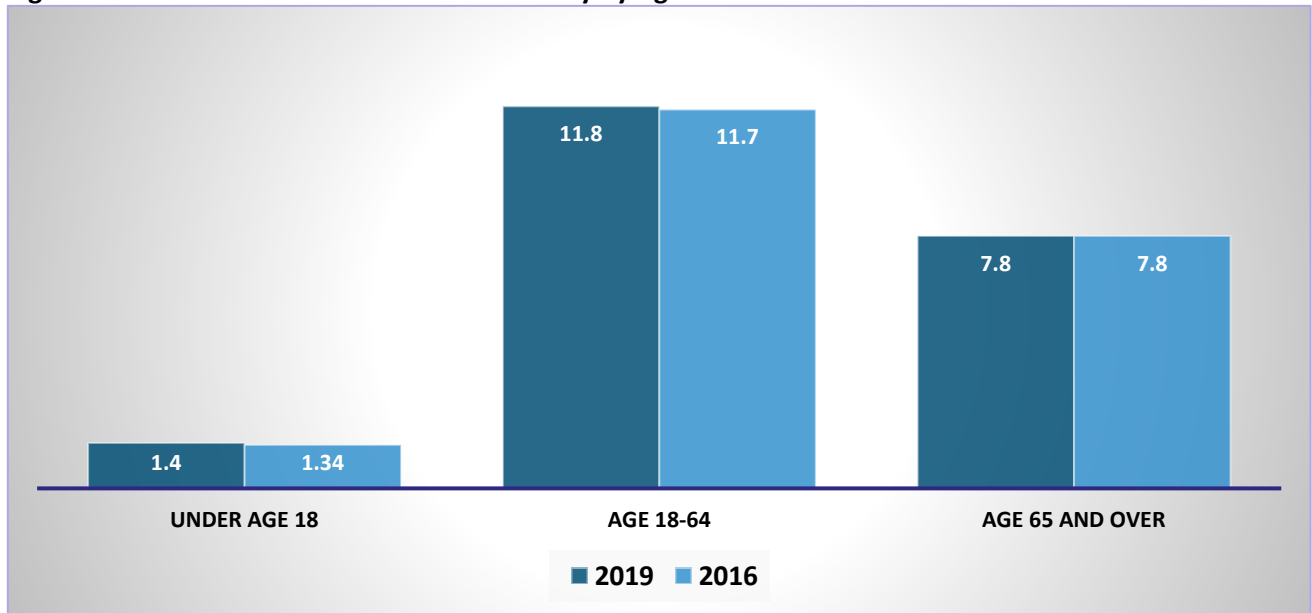


Data Source: 2012-2016 and 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

## Individuals with a Disability

Approximately 21% or 58,643 persons within KYOVA’s Planning Area had some type of disability at the time of the 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles. This includes 1.4% of children under 18; 11.8% of adults aged 18-64; and 7.8% of seniors aged 65 and over for the Total Civilian Noninstitutionalized Population. The data indicates that there has been relatively no increase of individuals with a disability in each age category between 2012-2016 and 2015-2019 American Community Survey (ACS) 5-year Estimate Data Profiles. *Figure 5* compares 2012-2016 and 2015-2019 (ACS) 5-year Estimate Data Profiles for percent of individuals with a disability by age.

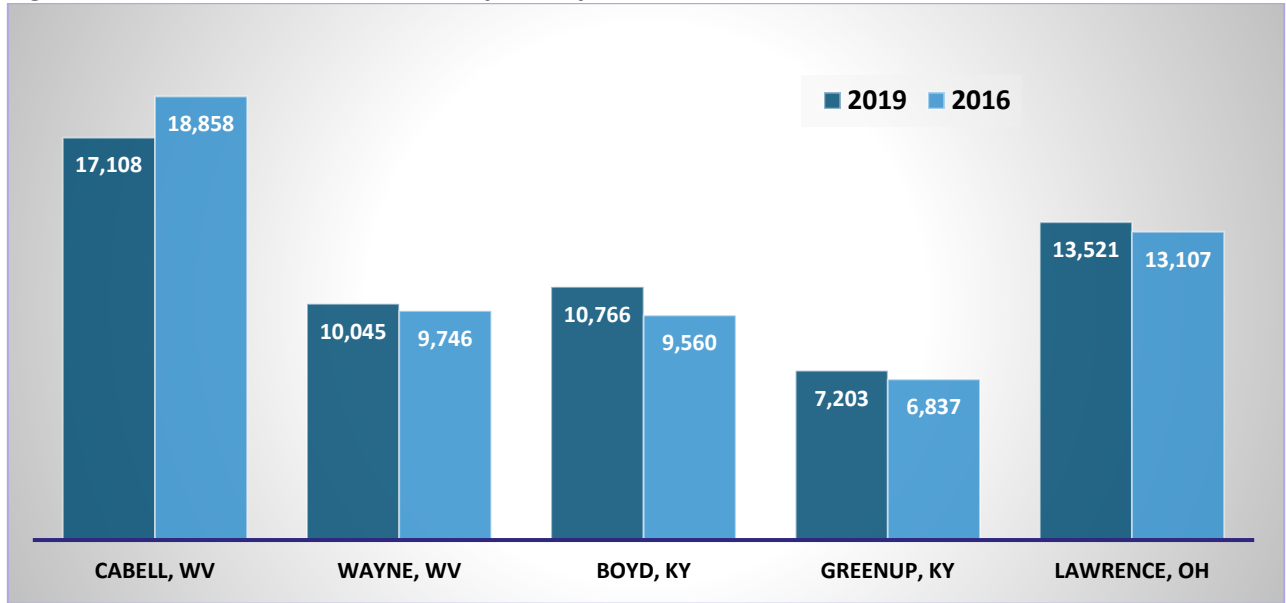
**Figure 5: Percent of Individuals with a Disability by Age**



Data Source: 2012-2016 and 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

*Figure 6* illustrates the comparison of disabilities by county between the data series of 2012-2016 and 2015-2019 (ACS) 5-year Estimate Data Profiles. Every county experienced a slight increase except for Greenup County, Kentucky.

**Figure 6: Individuals with Disabilities by County**

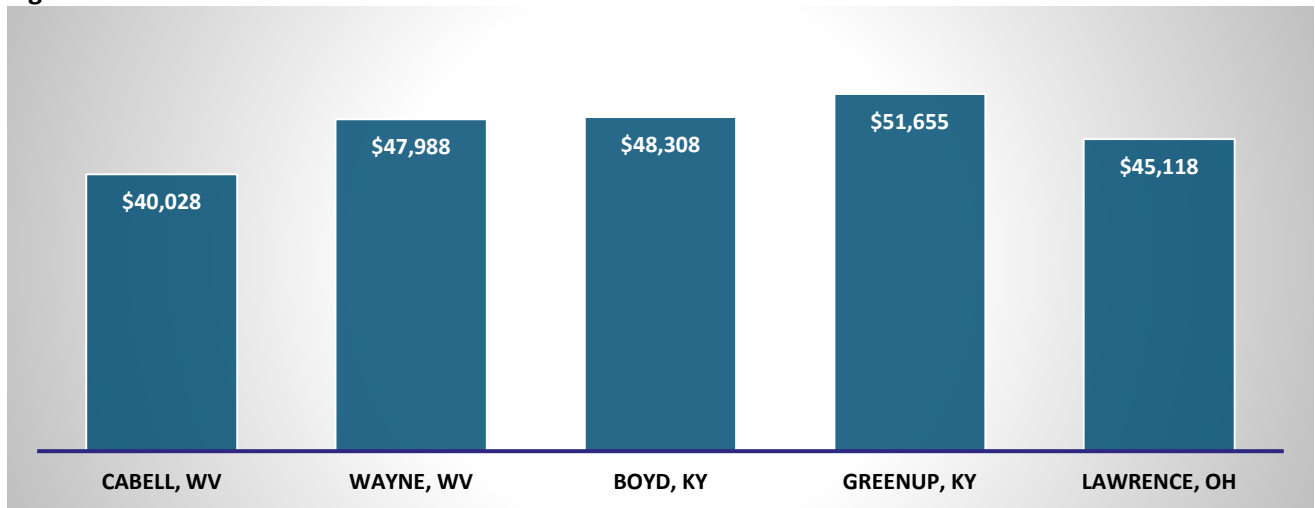


Data Source: 2012-2016 and 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles

## Household Income

The median household income for the five counties within KYOVA’s Planning Area, as provided in the 2015-2019 (ACS) 5-year Estimate Data Profiles, was \$44,619. This is lower than both the Kentucky counties of Boyd and Greenup at \$48,308 and \$51,655, respectively and Lawrence County, Ohio at \$45,118 and higher than the West Virginia counties of Cabell and Wayne at \$40,028 and \$37,988. *Figure 7* highlights the 2015-2019 (ACS) 5-year Estimate Data Profiles median household income by county.

**Figure 7: 2019 Median Household Income**



Data Source: 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles (DP03)

## Poverty

Individuals in poverty is defined as all of the people that live within a household in poverty and is set by the U. S. Census Bureau. The more people living in a household, the higher the poverty threshold. Based on the Poverty Thresholds for 2019 (see *Table 1* below), a family of four must have an annual income greater than \$26,172 (highlighted below in **yellow**) to be considered above poverty, while a family of six must have an annual income greater than \$35,129 (highlighted below in **blue**) to be considered above poverty.

**Table 1: 2019 Poverty Thresholds by Size of Family and Number of Related Children Under 18 Years**

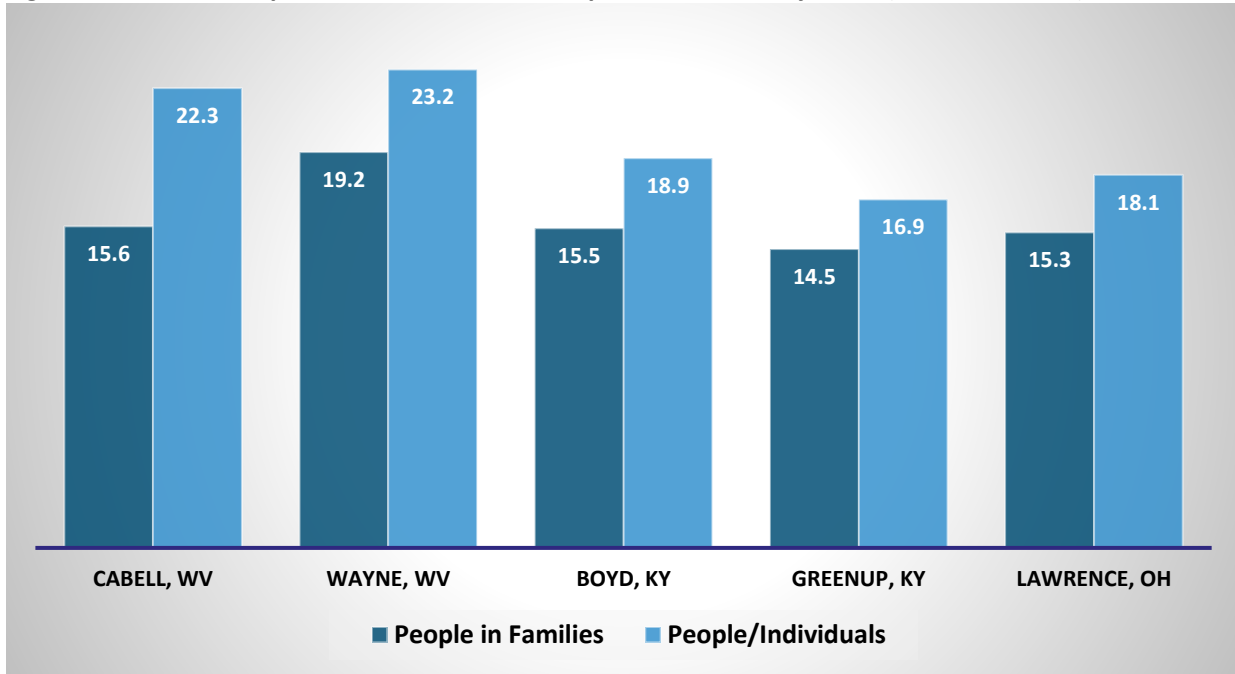
Size of Family Unit	Weighted Average	Related children under 18 years								
		None	One	Two	Three	Four	Five	Six	Seven	Eight +
1 person	\$13,011									
Under 65	\$13,300	\$13,300								
65 and over	\$12,261	\$12,261								
2 people	\$16,521									
HHer under 65	\$17,196	\$17,120	\$17,622							
HHer 65 & over	\$15,468	\$15,453	\$17,555							
3 people	\$20,335	\$19,998	\$20,578	\$20,598						
4 people	<b>\$26,172</b>	\$26,370	\$26,801	\$25,926	\$26,017					
5 people	\$31,021	\$31,800	\$32,263	\$31,275	\$30,510	\$30,044				
6 people	<b>\$35,129</b>	\$35,576	\$36,721	\$35,965	\$35,239	\$34,161	\$33,522			
7 people	\$40,016	\$42,085	\$42,348	\$41,442	\$40,811	\$39,635	\$38,262	\$36,757		
8 people	\$44,461	\$47,069	\$47,485	\$46,630	\$45,881	\$44,818	\$43,470	\$42,066	\$41,079	
9+ people	\$52,875	\$56,621	\$56,895	\$56,139	\$55,503	\$45,460	\$53,025	\$51,727	\$51,406	\$49,426

Data Source: U. S. Census Bureau

Note: HHer=Householder

According to the 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles, Wayne County, West Virginia had the highest percent people in families (19.2%) and the highest percent of Individuals below poverty level (23.2%). *Figure 8* below depicts families and people (individuals) whose income during the 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles was below the poverty level.

**Figure 8: Percent People in Families and All People Below Poverty Level (2015-2019 ACS)**

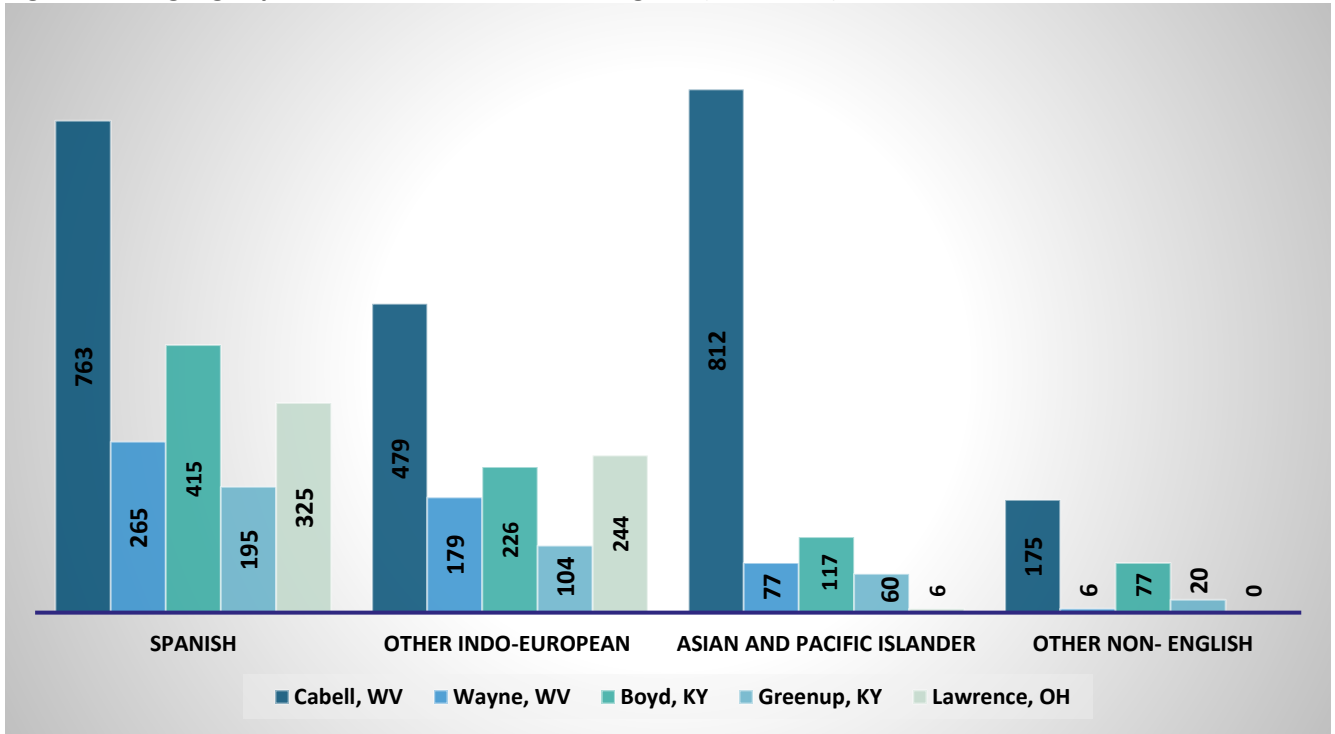


Data Source: 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles (DP03)

### **Language and Languages Spoke as Percent of Total Population**

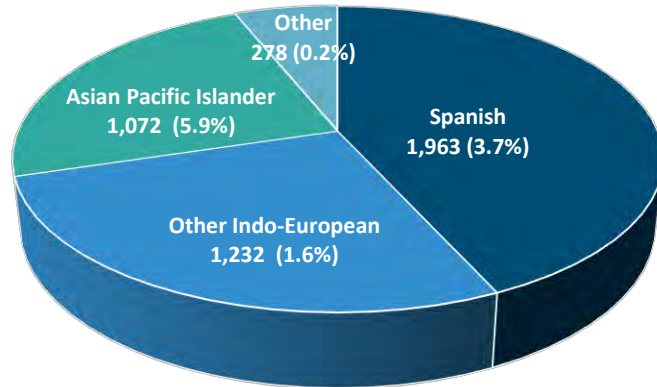
Most people in the United States speak English and most governmental functions are in English. The Census Bureau collects data on language use to know what languages to use, and where, to get information to people about public health, voting, safety, etc. According to the 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles there are approximately 4,605 (1.6%) individuals aged 5 and older that speak a language other than English within the KYOVA Planning Area. Of those approximately 1,292 (0.4%) speak English “less than very well”. Of those that speak a language other than English, 0.75% speak Spanish, 0.3% speak other Indo-European languages, 1% speak Asian/Pacific Island Languages, and 0.1% speak other languages. *Figure 9* represents the population aged 5 and older for language spoken at home other than English and *Figure 10* represents the percentage of languages spoken other than English.

**Figure 9: Language Spoken At Home Other Than English (Individual) – 2015-2019 ACS**



Data Source: 2015-2019: American Community Survey (ACS) 5-year Estimate Data Profiles (DP03)

**Figure 10: Number and Percent Language Spoken At Home Other Than English (Individual) – 2015-2019 ACS**



Data Source: 2019: American Community Survey 5-Year Estimate Data Profiles (DP03)



## Potentially Disadvantaged/Targeted Outreach Areas (TOA)

The process of outreach to the traditionally underserved involves identifying focus areas where large numbers of the population of the potentially disadvantaged live. KYOVA compiled demographic data and identified census tract-level focus areas (Targeted Outreach Areas-TOAs) for residents comprising each of the categories of the traditionally underserved. Individuals included in the potentially disadvantaged and/or TOAs include: the elderly (those 65 and older); minorities; persons in poverty; educational attainment; the disabled; households with no vehicles; and those who speak English “less than very well.”

To identify and document where to focus outreach efforts for those individuals as traditionally underserved, KYOVA determined that census tract level would provide the best scale for geographically locating these populations. Using the 2015-2019: American Community Survey 5-Year Estimate Data Profiles from the U. S. Census Bureau, KYOVA staff collected data for the for each of the Census Tracts within Cabell and Wayne counties, West Virginia; Boyd and Greenup counties, Kentucky; and Lawrence County, Ohio in the following eight (8) categories:

- individuals below poverty;
- individuals age 65 and over;
- minority population;
- Hispanic population;
- high school graduate or higher;
- individuals with limited English proficiency (speak English “less than very well”);
- individuals with a disability; and
- households with no vehicle.

Using these eight (8) categories and the data from the 78 census tracts located within the KYOVA Planning Area, the average of each category was calculated. *Table 2* exhibits the five-county and regional average for each category. *Appendix F* provides detailed demographics for the five-county area by Census Tract.

**Table 2: County and Regional Average for Targeted Outreach Determination**

	West Virginia		Kentucky		Ohio	Regional Averages
	Cabell County	Wayne County	Boyd County	Greenup County	Lawrence County	
% Individuals Below Poverty	22.3	23.2	18.9	16.9	18.1	19.9
% Age 65 and Over	17.7	20.4	18.1	19.3	11.6	17.4
% Minority	9.4	2.4	5.9	3.0	4.5	5.0
% Hispanic (of any race)	1.4	0.7	1.8	1.1	1.0	1.2
% HS Graduate or Higher	88.0	79.7	88.2	88.2	88.2	86.5
% Who speak English “Less than very well”	0.7	0.5	0.7	0.0	0.3	0.4
% With a Disability, Age 5 and Over	18.4	25.0	23.4	20.5	20.5	21.6
% Households with No Vehicle	12.2	9.8	8.5	5.0	6.5	8.4

Data Source: 2019: American Community Survey 5-Year Estimate Data Profiles (DP02-DP05)

For each of the identified demographic characteristics, a regional average combining all five counties was found. This average is considered to be the Potentially Disadvantaged Threshold. If the percentage for a particular Census Tract exceeds this Threshold in more than one of these demographic categories, it may be considered to be a Potentially Disadvantaged Area or a potential Targeted Outreach Area.

Next, the demographic characteristics were added to an Excel database for all of the Census Tracts within the five counties. For each characteristic, the 15 high/low percentages were identified, and those Census Tracts

were classified as one of four Potentially Disadvantaged Area Tiers. The Potentially Targeted Outreach Areas were identified based on the on the number of categories that exceeded the threshold, and are as follows:

- Tier 1: 5-7 Potentially Disadvantaged Thresholds
- Tier 2: 4 Potentially Disadvantaged Thresholds
- Tier 3: 2-3 Potentially Disadvantaged Thresholds
- Tier 4: 1 Potentially Disadvantaged Threshold

Tier 1 indicates the highest need to potentially provide supplemental outreach activities. Depending on the type of project undertaken by KYOVA, there are Six (6) Tier 1; six (6) Tier 2; and 18 Tier 3; and 19 Tier 4 Target Areas identified that may require additional public outreach beyond the general public. *Table 3* illustrates the data in tabular form.

**Table 3 – Potentially Disadvantaged/Targeted Areas and Tier Level**

POTENTIALLY DISADVANTAGED/TARGETED AREAS AND TIER LEVEL																			
State	County	Census Tract/ Area	% Below Poverty Level (All People)	% Age 65 and Older	% Minority (non-white)	% Hispanic (of any race)	% HS Graduate or Higher	% Speaks English "Less Than Very Well"	% Disability (Age 5 and Over)	% HH with no vehicle	# Identified Areas (Top 15)	Focus Tier Level (Top 15)	Census Tract/ Area	County	State				
West Virginia	Cabell	1.01	33.3%	18.1%	8.4%	7.5%	86.5%	3.7%	21.4%	8.1%	3	3	1.01	Cabell	West Virginia				
		1.02	16.1%	19.4%	11.2%	2.4%	92.0%	0.4%	19.3%	10.4%	2	3	1.02						
		2	36.3%	23.3%	3.7%	0.0%	72.6%	0.3%	34.4%	16.9%	5	1	2						
		3	25.0%	15.0%	8.4%	0.0%	87.6%	2.6%	18.8%	15.1%	1	4	3						
		4	62.6%	6.4%	27.3%	0.3%	87.5%	0.0%	11.3%	13.2%	2	3	4						
		5	66.6%	0.9%	21.5%	1.6%	97.2%	1.8%	10.6%	15.2%	3	3	5						
		6	64.6%	17.8%	21.8%	4.4%	72.8%	3.2%	14.2%	45.1%	6	1	6						
		9	44.1%	11.2%	11.5%	1.6%	82.3%	0.0%	23.9%	22.3%	3	3	9						
		10	35.4%	16.6%	8.0%	2.4%	73.3%	1.8%	29.7%	17.7%	6	1	10						
		11	33.0%	22.9%	7.0%	1.2%	78.9%	0.0%	25.2%	19.4%	4	2	11						
		13	28.3%	14.5%	13.9%	3.3%	98.0%	0.8%	14.6%	19.3%	3	3	13						
		14	31.3%	14.0%	39.5%	0.3%	95.4%	0.0%	19.9%	16.4%	1	4	14						
		15	36.7%	27.0%	37.6%	0.0%	85.3%	0.0%	25.2%	42.1%	4	2	15						
		16	41.1%	11.6%	19.4%	0.0%	78.6%	0.4%	38.6%	36.6%	5	1	16						
		18	48.5%	9.5%	23.9%	1.0%	84.9%	0.0%	22.1%	24.5%	3	3	18						
		19	12.7%	21.4%	3.2%	7.4%	97.8%	0.5%	12.5%	5.3%	1	4	19						
		20	6.4%	23.1%	8.1%	0.0%	95.6%	0.6%	6.8%	0.7%	1	4	20						
		21	17.4%	26.9%	3.3%	0.0%	93.6%	0.4%	14.6%	3.0%	1	4	21						
		102.01	17.6%	19.4%	7.3%	0.0%	97.2%	0.9%	12.8%	3.4%	1	4	102.01						
		102.02	9.9%	23.7%	10.5%	3.2%	93.8%	0.9%	18.9%	3.7%	3	3	102.02						
		109	47.9%	11.7%	23.5%	11.1%	77.1%	7.9%	30.6%	45.4%	7	1	109						
West Virginia	Wayne	51	21.6%	18.7%	9.5%	0.0%	92.6%	4.3%	23.0%	8.4%	1	4	51	Wayne	West Virginia				
		201	28.3%	22.5%	9.0%	1.6%	77.6%	0.0%	20.5%	8.4%	2	3	201						
		203	26.6%	23.7%	4.1%	2.5%	85.8%	1.7%	25.1%	13.5%	3	3	203						
		204	14.3%	19.7%	1.2%	0.3%	78.6%	0.0%	24.3%	1.7%	1	4	204						
		207	12.6%	22.8%	0.1%	0.0%	88.5%	0.0%	23.5%	3.7%	1	4	207						
		208	29.9%	14.9%	50.0%	0.9%	71.0%	0.0%	28.4%	14.0%	3	3	208						
		209	30.7%	28.9%	0.2%	0.0%	63.2%	0.0%	36.3%	14.4%	3	3	209						
		210	32.6%	18.8%	0.7%	0.0%	65.0%	0.0%	34.6%	19.1%	4	2	210						
Kentucky	Boyd	302	55.8%	19.6%	6.6%	2.1%	76.0%	0.8%	37.3%	41.1%	4	2	302	Boyd	Kentucky				
		303	31.5%	19.5%	13.3%	2.4%	80.1%	2.2%	27.0%	13.7%	5	1	303						
		304	20.1%	10.5%	4.5%	0.0%	88.5%	1.9%	19.1%	10.2%	1	4	304						
		308	45.1%	14.7%	7.6%	2.8%	85.8%	0.0%	31.1%	18.8%	4	2	308						
		309	28.3%	21.5%	5.6%	4.5%	89.2%	1.9%	26.3%	6.7%	2	3	309						
		310.01	10.3%	20.0%	2.0%	0.0%	85.8%	0.3%	27.3%	4.8%	1	4	310.01						
		310.02	10.3%	16.7%	12.0%	4.6%	92.1%	1.3%	21.5%	3.6%	3	3	310.02						
		313	29.6%	22.9%	9.4%	0.8%	80.3%	0.9%	25.8%	16.5%	3	3	313						
		Kentucky	Greenup	401	8.2%	23.9%	4.5%	1.7%	94.4%	0.3%	16.4%	6.2%	1			4	401	Greenup	Kentucky
				406	27.8%	24.2%	4.3%	1.2%	75.6%	0.0%	21.4%	1.8%	1			4	406		
407	20.0%			18.1%	1.5%	2.8%	80.1%	0.0%	19.0%	1.6%	2	3	407						
Ohio	Lawrence	502	18.3%	20.8%	2.3%	0.0%	92.3%	0.0%	26.8%	8.8%	1	4	502	Lawrence	Ohio				
		503	27.7%	15.6%	12.2%	4.1%	88.1%	0.0%	22.2%	29.8%	3	3	503						
		504	23.6%	23.0%	4.7%	1.3%	88.3%	0.3%	33.8%	15.8%	2	3	504						
		506	21.9%	16.8%	2.8%	0.0%	72.8%	0.0%	23.2%	4.6%	1	4	506						
		507	24.1%	14.6%	4.5%	0.0%	80.3%	0.2%	28.3%	6.9%	1	4	507						
		509	20.1%	17.6%	5.7%	1.9%	81.7%	0.0%	30.2%	6.5%	1	4	509						
		510.01	16.3%	15.7%	10.5%	2.6%	88.4%	0.2%	21.3%	4.7%	1	4	510.01						
		510.02	23.7%	13.5%	2.3%	1.7%	83.7%	1.2%	26.6%	7.4%	1	4	510.02						
		514.01	6.3%	23.7%	4.1%	0.0%	91.2%	1.4%	23.8%	4.1%	2	3	514.01						
		Data Source: 2019: American Community Survey 5-Year Estimate Data Profiles (DP02-DP05)																	
Identified for Regional Averages			Tier 1: 5-7 Potentially Disadvantaged Thresholds				Tier 3: 2-3 Potentially Disadvantaged Thresholds												
Top 15 Regional Averages			Tier 2: 4 Potentially Disadvantaged Thresholds				Tier 4: 1 Potentially Disadvantaged Threshold												

The Potentially Disadvantaged Areas are illustrated in *Figure 11*. *Figures 12* through *18* provide visual representation through mapping each disadvantaged population category.

Figure 11: Potentially Disadvantaged Areas

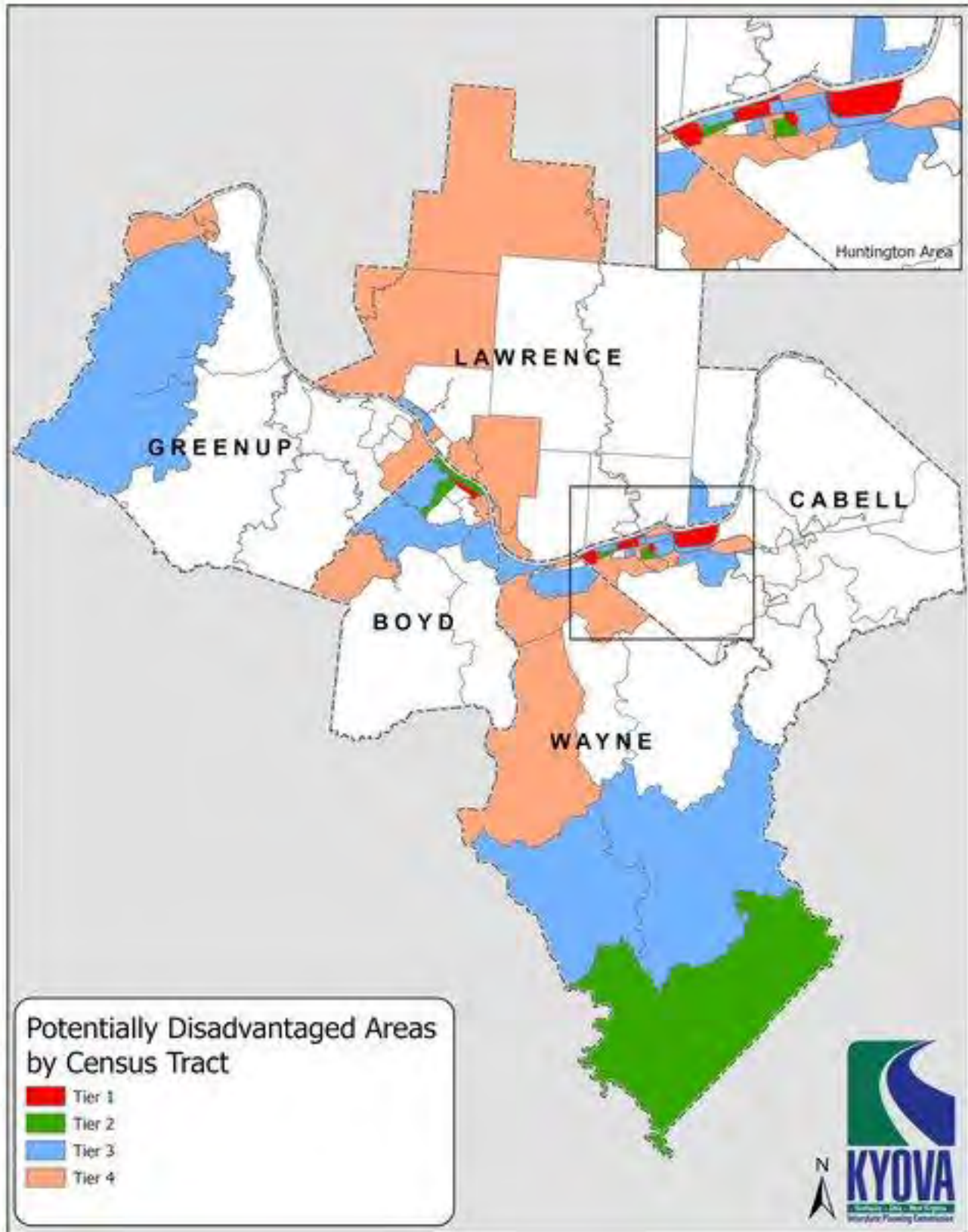


Figure 12: Individuals In Poverty

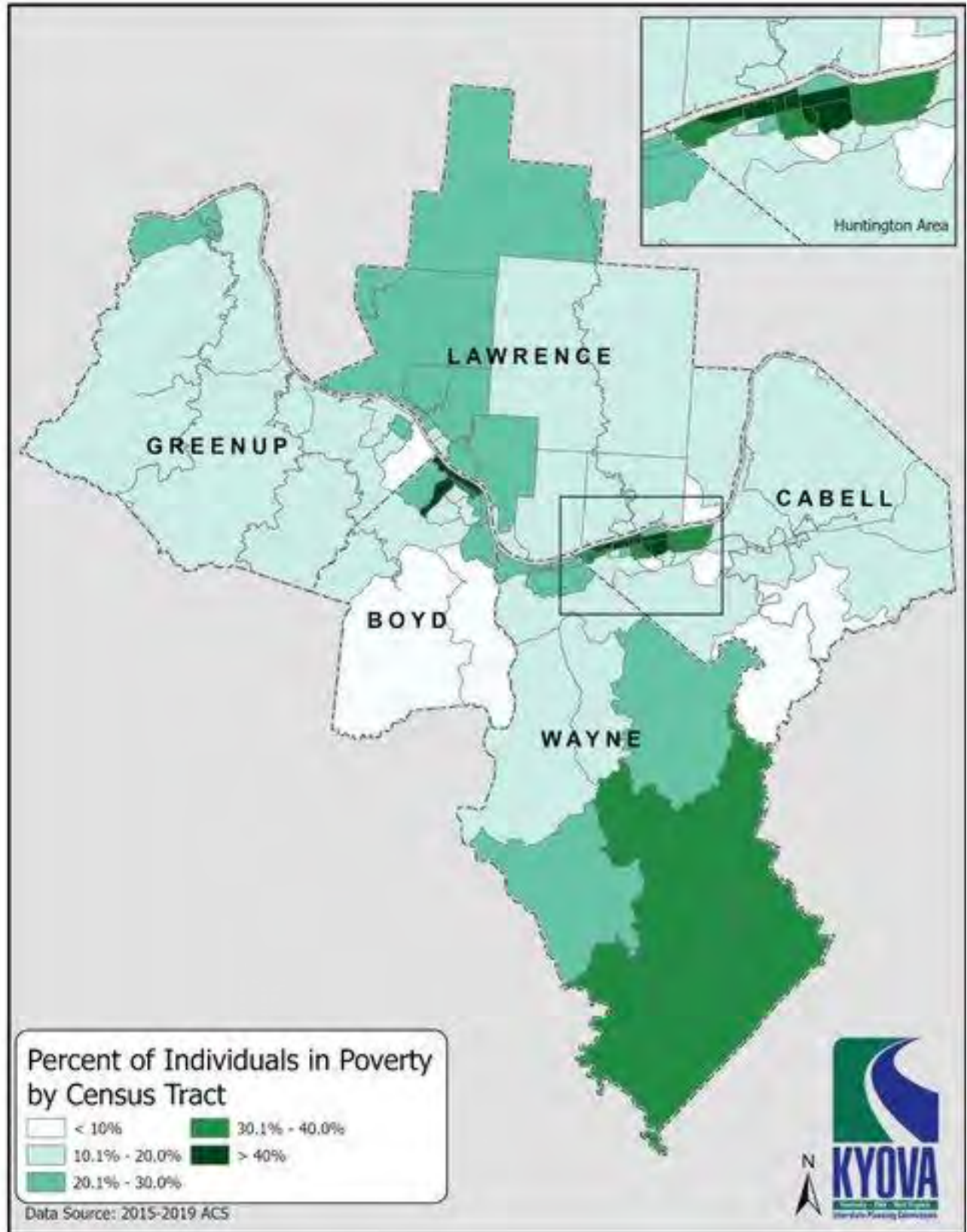




Figure 13: Individuals Aged 65 and Older

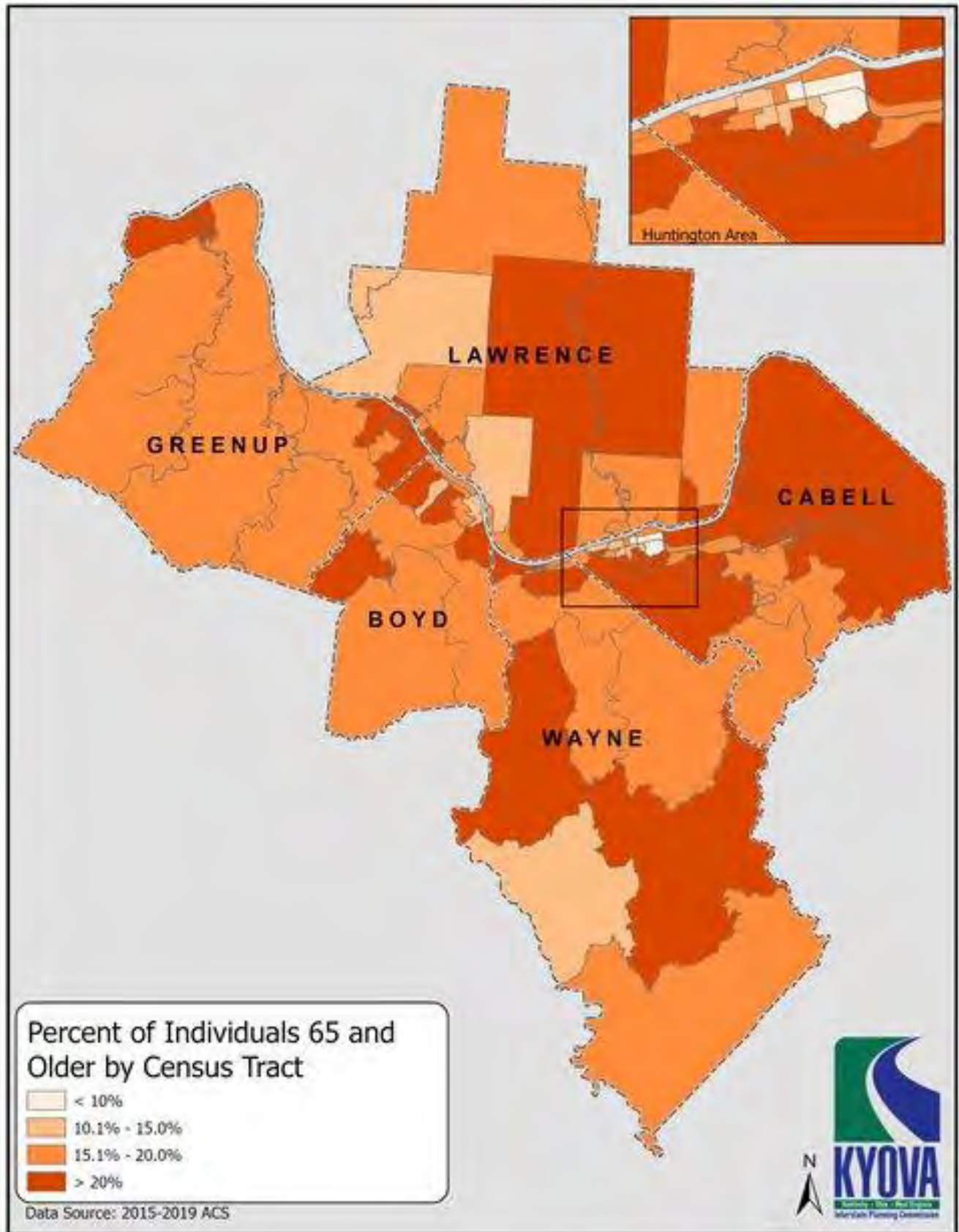


Figure 14: Minority (non-Hispanic) Population

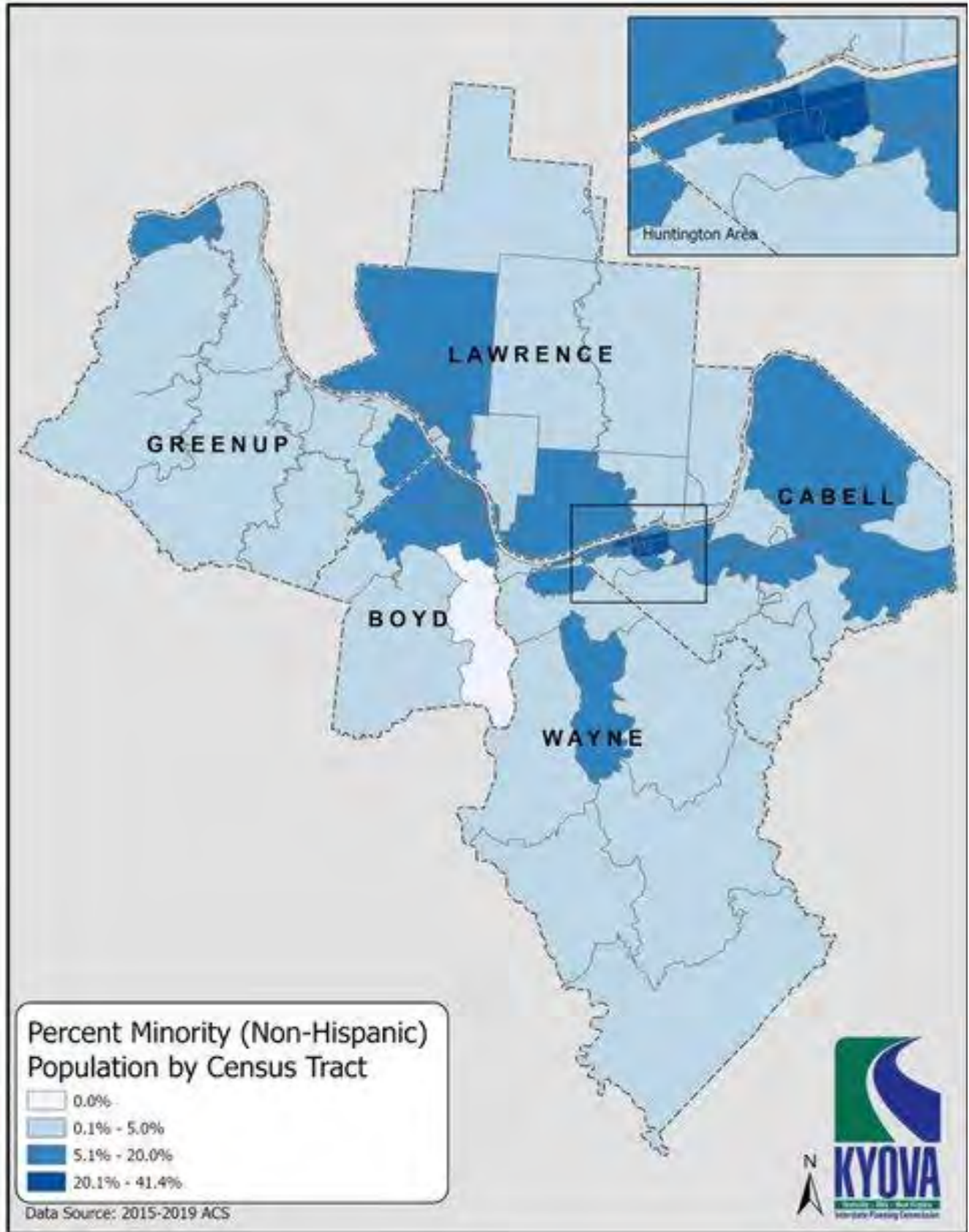


Figure 15: Hispanic Population

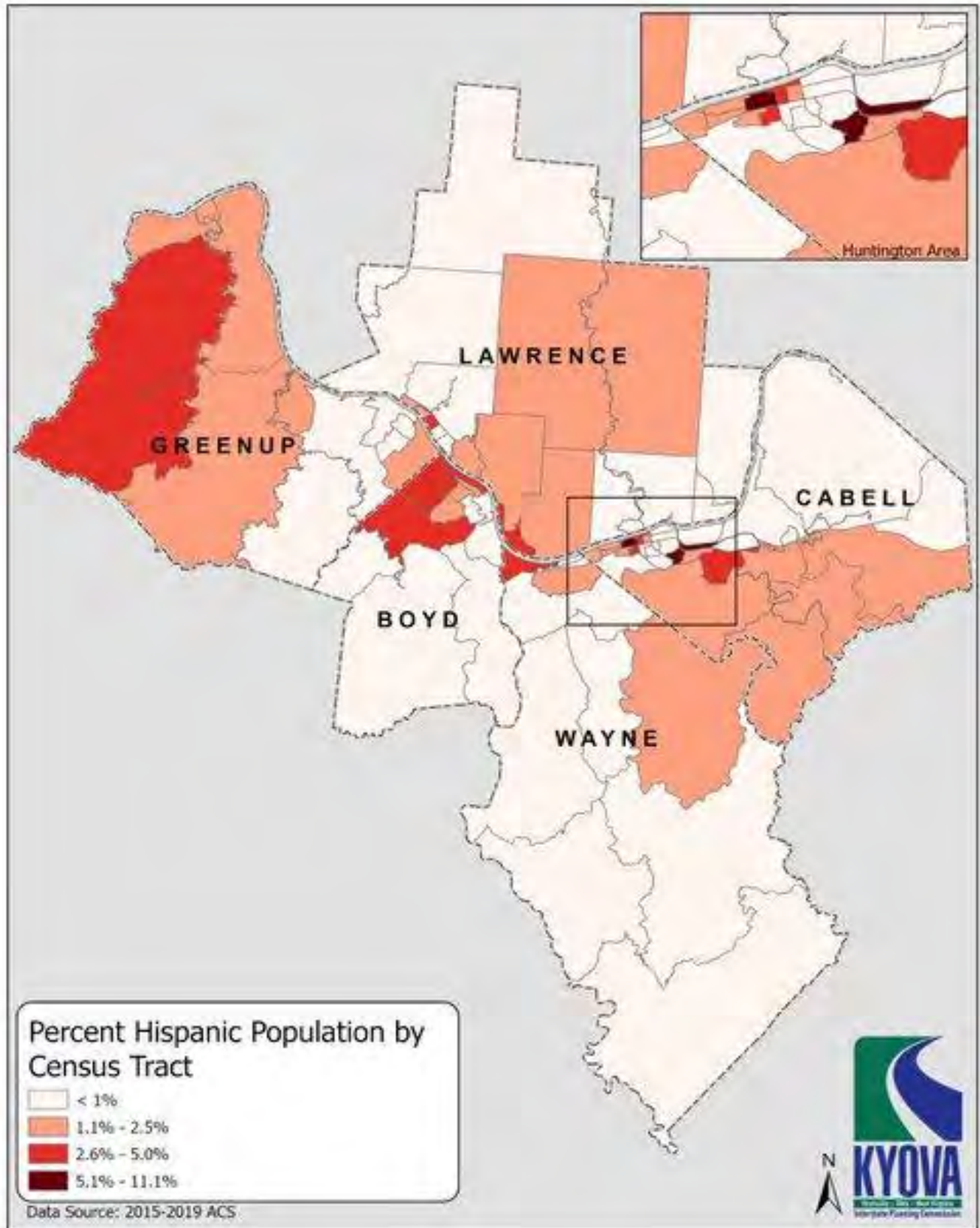




Figure 16: Individuals with Limited English Proficiency (speaks English “less than very well”)

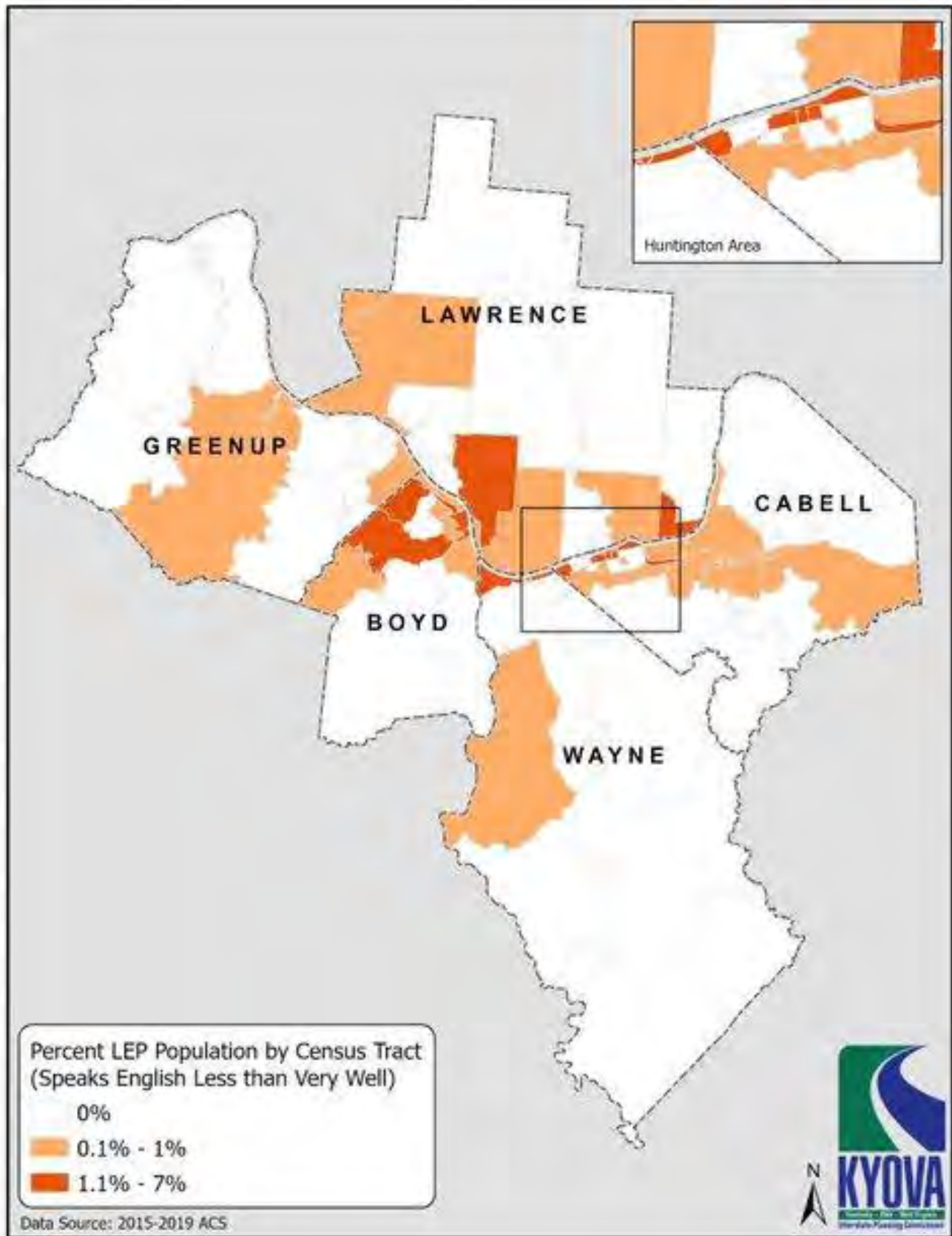


Figure 17: Individuals with a Disability

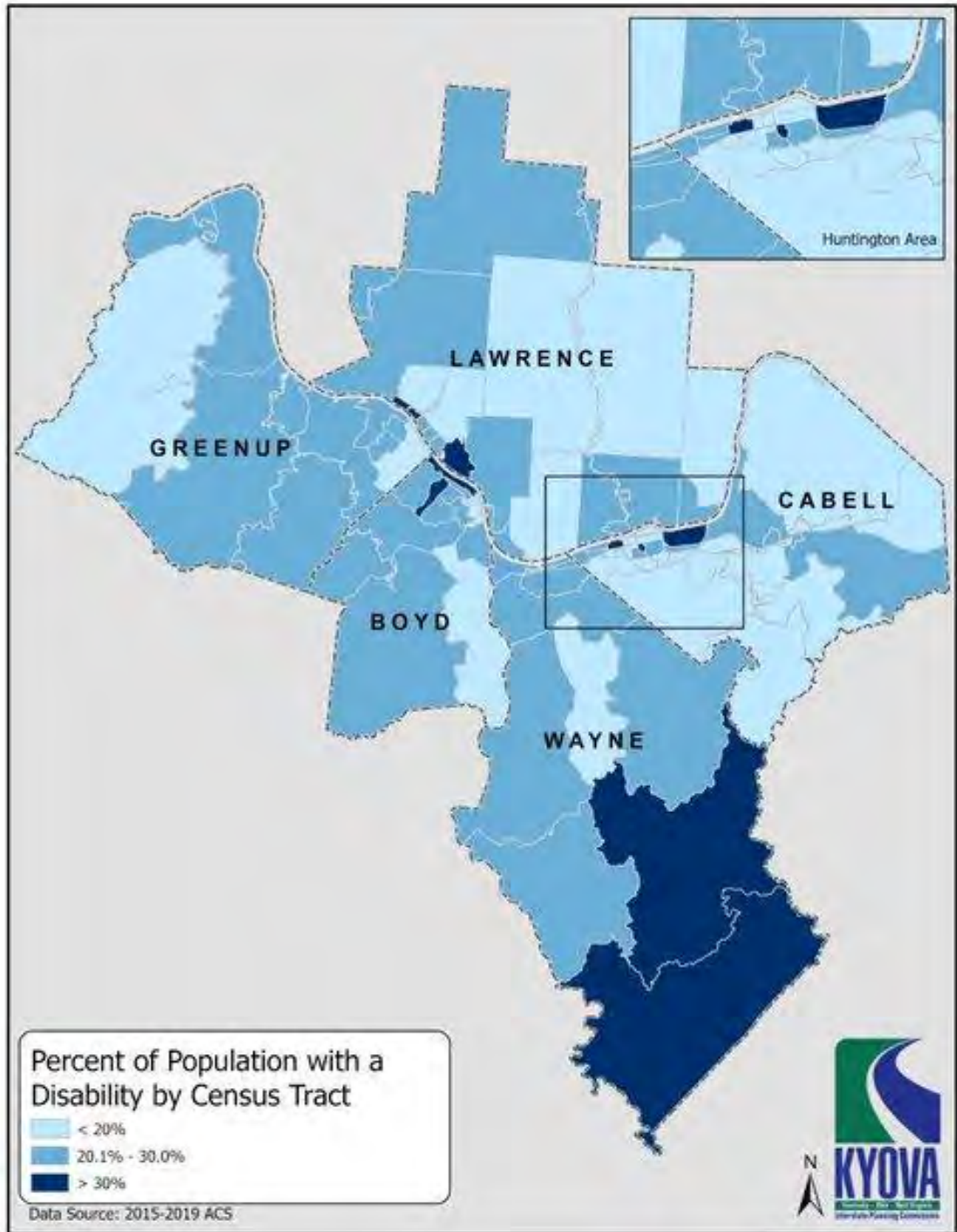
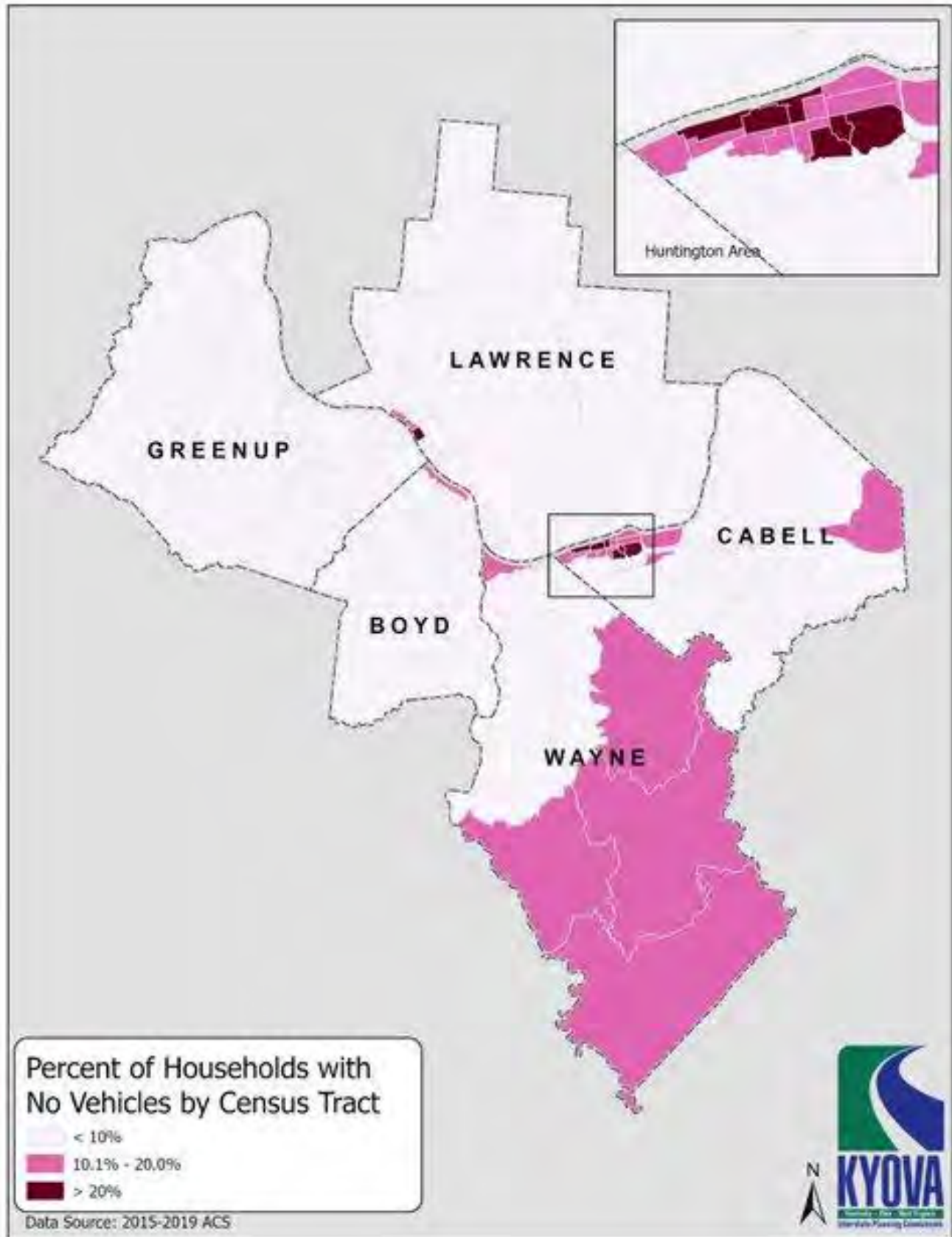


Figure 18: Households with no Vehicles



## ENVIRONMENTAL JUSTICE

The U. S. Department of Transportation (DOT) identifies three primary goals of Environmental Justice that should be considered throughout transportation planning and project development, and through all public outreach and public participation efforts conducted by the U. S. DOT, including the Federal Highway Administration (FHWA), Federal Transit Administration (FTA), and their grantees. These three primary goals are:

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

U. S. DOT Order 5610.2(a) includes strategies and procedures to be used by DOT and its grantees to comply with Executive Order 12898. Executive Order 12898 requires each Federal agency, to the greatest extent practicable and permitted by law, and consistent with the principles set forth in the report on the national Performance Review, to achieve environmental justice as part of its mission by identifying and addressing, as appropriate, disproportionately high and adverse human health or environmental effects, including interrelated social and economic effects, of its programs, policies, and activities on minority populations and low-income populations in the United States.

The previously mentioned Targeted Outreach Areas (TOAs)/Potentially Disadvantage Areas help KYOVA identify areas with the greatest concentrations of minority and low-income populations. Additional public outreach may be identified for these areas, especially if the plan or project directly affects those areas.

KYOVA will utilize the US Census Bureau data, the American Community Survey data, as well as using the following to serve as a checklist to identify target populations.

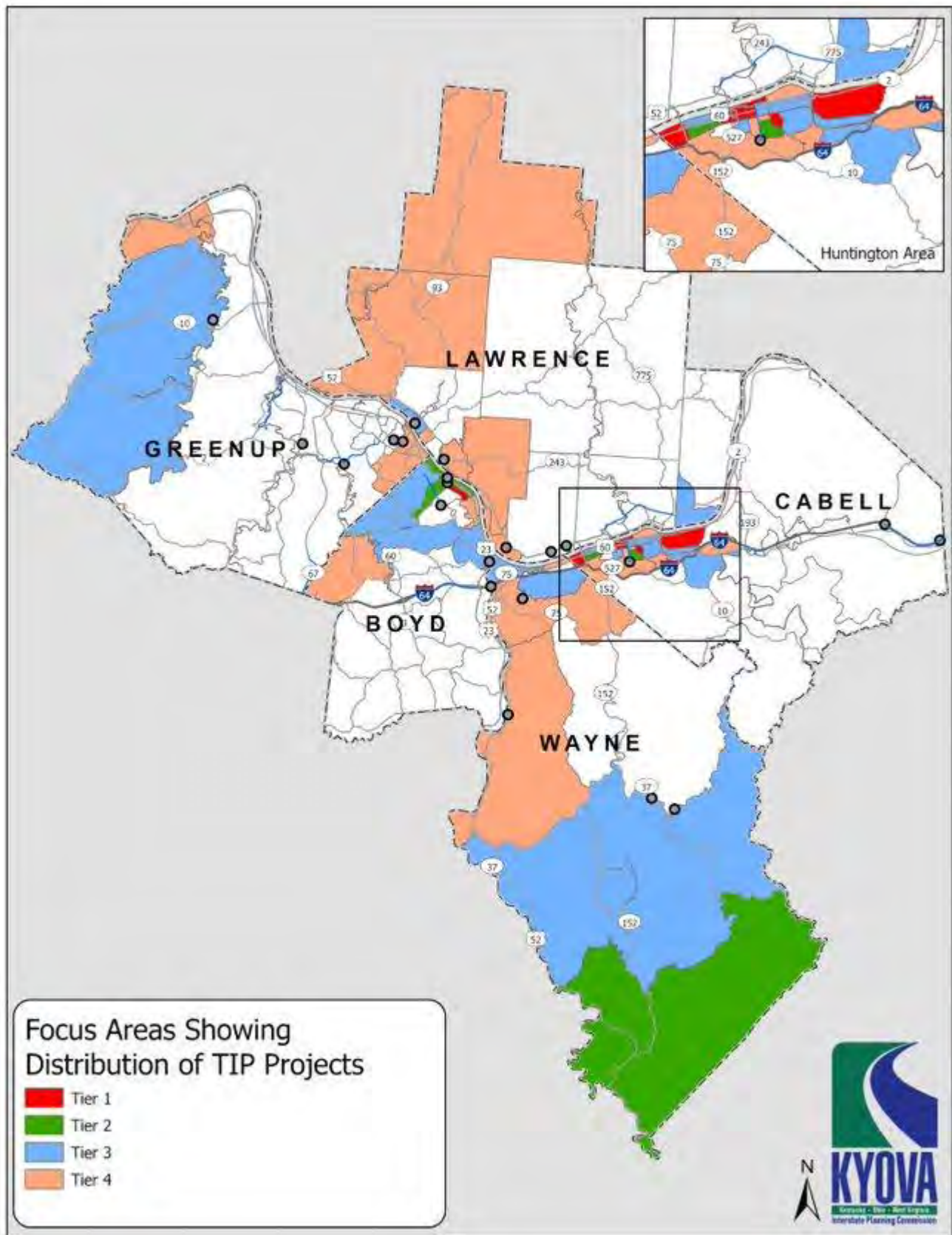
- Make a list of potential demographic groups to consider for the region or start with the required EJ population defined by the Executive Order and supportive guidance.
- Consider groups that are underrepresented in typical public involvement and transportation decision-making processes, have limited access to the full benefits of the transportation system or have encountered disproportionate impacts from past transportation decisions.
- Decide on the level of detail required for identifying groups spatially and identifying data sources to use to conduct a spatial demographic profile.
- Engage leaders and representatives of demographic groups to help identify target populations, spatially and non-spatially.

## IMPACT OF PLANNED PROJECTS ON DISADVANTAGED POPULATIONS

During the development of the 2040 Integrated Metropolitan Transportation Plan (MTP) and the 2021-2024 Transportation Improvement Program (TIP) projects were mapped to illustrate the short-and long-term projects along with the potentially disadvantaged areas (TOAs). *Figure 19* illustrates the short-and long-term projects from both the MTP and the TIP along with the Potentially Disadvantaged Area.



Figure 19: 2021-2024 TIP Projects within Potentially Disadvantaged Areas



Projects are distributed throughout the five counties as illustrated in **Figure 19** and have demonstrated a negative impact on disadvantaged populations. Those projects that are located in or near Potentially Disadvantaged Areas include bike and pedestrian improvements and/or potential economic improvements, while having little, if any direct impact to an individual's property. The most significant negative impact will be temporary during construction, but the positive impacts on the surrounding neighborhood after completion should outweigh the short-term impact.

Public outreach during the MTP and TIP updates include hosting meetings in Targeted Outreach Areas to gather as much feedback from disadvantaged populations as possible. MPO public meetings are held at locations along or very near public transit to allow access for those with limited transportation options. In addition, the MPO website, Facebook, and Twitter pages, local newspapers, and MTP/TIP meeting announcements and/or flyers are also displayed at the three regional bus terminals and regional libraries.

**KYOVA  
INTERSTATE PLANNING COMMISSION**

**Limited English Proficiency (LEP)  
Language Assistance Plan**

**January 1, 2021 to December 30, 2021**



## INTRODUCTION

KYOVA Interstate Planning Commission is one of two transportation planning agency that serves as Metropolitan Planning Organizations (MPOs) for the Huntington, WV-KY-OH Urbanized Area. KYOVA oversees the transportation planning activities for the counties of Cabell and Wayne, West Virginia; Boyd and Greenup, Kentucky; and the urbanized portion of Lawrence, Ohio. Regional Intergovernmental Council (RIC), located in Charleston, West Virginia, serves as the other MPO and oversees the planning activities for Putnam County, West Virginia. This Plan is only for the areas that fall within KYOVA's planning boundary.

There are three (3) public transit operators located within the planning boundaries. Tri-State Transit Authority (TTA) provides bus and paratransit service in the greater Huntington, West Virginia urban area; Ashland Bus System (ABS) provides bus and paratransit service throughout the City of Ashland and adjoining areas; and Lawrence County Transit (LCT) operates a Deviated/Demand response service originating in Ironton, Ohio connecting to the other two states (West Virginia and Kentucky) at their main transit facilities.

According to the 2019 American Community Survey 5-year estimates approximately 278,063 people reside within the region's 1,744.63 square miles. English is the most predominant language spoken for the population aged 5 and above at 98.4 percent (257,985). The second highest language spoken is Spanish at 0.7 percent (1,963).

As a recipient of federal funds, KYOVA follows the United States Department of Transportation (USDOT) Guidance concerning recipients' responsibilities to Limited English Proficient (LEP) persons. Individuals for whom English is not their primary language and who have a limited ability to read, write, speak, or understand English are limited English proficient, or "LEP." KYOVA's Limited English Proficiency Language Assistance Plan is intended to guide the agency in the provision of meaningful access to its services, programs, and activities by LEP persons. This document provides guidance for assisting persons with Limited English Proficiency (LEP) to ensure accessibility to the KYOVA's programs and services.

Additionally, *KYOVA's Participation Plan* provides guidance and opportunities for the public to be involved in the transportation planning process along with the Title VI Implementation Plan which provides guidance ensuring all populations are treated equally. Copies of the *Participation Plan* and *Title VI Implementation Plan* can be found in English on KYOVA's website ([www.kyovaipc.org](http://www.kyovaipc.org)) under the Title VI/Public Involvement Tab.

### Legal Basis for Language Assistance Requirements

The LEP Plan addresses Title VI of the Civil Rights Act of 1964 and its implementing regulations which provide that no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity that receives Federal financial assistance.

In 1974, the U. S. Supreme Court affirmed that the failure to ensure a meaningful opportunity for national origin minorities, with limited-English proficiency, to participate in a federally funded program violates Title VI regulations. Additionally, requirements are outlined in Executive Order 13166 and directives from the U. S. Department of Justice and U. S. Department of Transportation.



Signed into law in the year 2000, Executive Order 13166 ensures accessibility to programs and services to eligible persons who are not proficient in the English language by examining services provided, identifying specific needs to provide meaningful access for Limited English Proficiency (LEP) persons, and implementing a system to provide meaningful access to such services. Not only do all federal agencies have to develop LEP Plans as a condition of receiving federal financial assistance, must comply with Title VI and LEP Guidelines of the federal agency from which funds are provided.

The guidance identifies Metropolitan Planning Organizations (MPOs) as organizations that must follow the guidance and provides MPOs with technical assistance in assessing the size, location, and needs of the LEP population; implementing language access services; and evaluation the effectiveness of these services. The final Limited English Proficiency Plan should be consistent with the fundamental mission of the organization, though not to unduly burden the organization.

In order to ensure individuals with limited English proficiency have meaningful access to the transportation planning process, KYOVA conducts a self-assessment in areas relevant to the development of an effective Limited English Proficiency Plan. This assessment includes:

- Relevant demographic information for the KYOVA Planning Area.
- Frequency of contact that the organization has with limited English proficiency persons.
- Nature of importance of programs or services deemed vital; and
- Resources and associated costs.

The Limited English Proficiency (LEP) Plan works in concert with (1) KYOVA's *Participation Plan*, which identifies specific strategies for outreach and engagement and (2) the *Title VI Implementation Plan*.

A listing of definitions and terms used in this Plan have been included in *Appendix F*.

## LIMITED ENGLISH PROFICIENCY (LEP) DEFINED

It is the policy of KYOVA Interstate Planning Commission to ensure that persons with limited English proficiency are neither discriminated against nor denied meaningful access to and participation in the organization's programs and services. It is the intent of the organization that in providing language services to persons with limited English proficiency, the process achieves a balance that ensures meaningful access to programs and services while not incurring undue burdens on resources of the organization.

KYOVA will respond to requests for language assistance in the manner described in this Plan, which includes:

- A mechanism to provide ongoing assessment of needs, programs, and activities of target audiences, along with the organization's capacity to meet these needs using the *Limited English Proficiency Plan*.
- Translation of vital written materials in languages other than English where there is a significant number or percentage of persons with limited English proficiency.
- Oral language assistance to Limited English Proficiency (LEP) persons for programs, where such assistance is requested and/or anticipated.
- Identified procedures and a designated representative from KYOVA Interstate Planning Commission responsible for implementing activities related to the Limited English Proficiency Plan.
- Notification of the availability of free language services to those persons in the target audience, through oral and written notice in the relevant primary language assistance activities; and
- Staff training on policies and procedures of the organization's language assistance activities.

### Who is an LEP Individual

The LEP Plan applies to individuals who do not speak English as their primary language and who have a limited ability to read, speak, or write, or understand English. The limitations of this plan ***do not*** extend to the following individuals:

- Hearing or visual impairments – Sign language interpretation and Braille text are accommodations provided under the Americans with Disabilities Act; and
- Illiteracy – generally, the inability to speak, read, or write English and conditions that may trigger language assistance under Title VI are distinguished with a key factor. A Limited English Proficiency (LEP) person cannot speak, read, or write English – but primarily speaks, reads, or writes in a language other than English.

### Administration of the LEP Plan

The *Limited English Proficiency Plan (LEP)* policy and procedures are considered throughout the transportation planning process. Administration of this Plan is described in the sections below.

### **Complaint Procedure and Complaint Form**

For persons included in a regularly encountered Limited English Proficiency (LEP) group, written notification of the opportunity to file a discrimination complaint in accordance with federal regulations shall be provided. For infrequently encountered groups, Limited English Proficiency persons may be advised orally of the opportunity to file a discrimination complaint pursuant to federal regulations. See *Appendix A* for KYOVA's Complaint Procedures and Complaint Form.

### **Designated Staff Coordinator**

Dannielle Slusher, Finance/Office Manager/Title VI Environmental Justice Officer, is the designated staff person responsible for oversight and implementation of the LEP Plan. Responsibilities include coordinating and facilitating delivery of related services, staff training on the Plan's policies and procedures, and ongoing monitoring and assessment of the Plan's effectiveness. However, at times, the duties may be assigned to other KYOVA Staff. Dannielle Slusher may be reached at (304) 523-7434 or [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org).

## **SAFE HARBOR PROVISIONS**

LEP regulations include a "safe harbor" to ensure an agency is not overburdened by the requirements. Meaning, the recipient has undertaken efforts to comply with respect to the needed translation of vital written materials. If a recipient conducts the four-factor analysis and (1) determines that translated documents are needed by LEP applicants or beneficiaries; (2) adopts an LEP that specifies the translation of vital materials; (3) makes the necessary translations; and (4) the recipient provides strong evidence, in its records or in reports to the agency providing federal financial assistance, that it has made reasonable efforts to provide written language assistance it has followed the Safe Harbor Provisions to document efforts.

To meet the requirement for translation of written materials with Title VI obligations, safe harbor provides a starting point for recipients to consider:

- Whether and at what point the importance of the service, benefit, or activity involved warrants written translations of commonly used forms into frequently encountered languages other than English.
- Whether the nature of the information sought warrants written translations of commonly used forms into frequently encountered languages other than English.
- Whether the number or proportion of LEP persons served warrants written translations of commonly used forms into frequently encountered languages other than English; and
- Whether the demographics of the eligible population are specific to the situations for which the need for language services is being evaluated. In many cases, use of the "safe harbor" would mean provision of written language services when marketing to the eligible LEP population within the market area. However, when the actual population served (e.g., occupants of, or applicants to, the housing project) is used to determine the need for written translation services, written translations may not be necessary.

Table 4 below, outlines the safe harbors for written translations.

**Table 4: Safe Harbor Written Translation Provisions**

Recommended Provision	Recommended Provision of Written Language Assistance
1,000 or more in the eligible population in the market area or among current beneficiaries	Translated vital documents
More than 5% of the eligible population or beneficiaries <i>and</i> more than 50 in number	Translated vital documents
More than 5% of the eligible population or beneficiaries <i>and</i> 50 or less in number	Translated written notice of right to receive free oral interpretation of documents.
5% or less of the eligible population or beneficiaries and less than 1,000 in number	No written translation is required.

Translations of vital information must be made in each LEP language group that is 5% of the total population of the MPO area or 1,000 people (whichever is less). Translations are not required to other languages that do not fit into this category.

In the area served by the KYOVA Interstate Planning Commission, none of the LEP language groups exceed the Safe Harbor Written Translation Provisions benchmarks as stated above.

## SELF-ASSESSMENT

As a recipient of federal funds, KYOVA must take responsible steps to ensure meaningful access to the information and services it provides. As part of the KYOVA’s certification by the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA), the *LEP Plan* will be assessed and evaluated on a regular basis. Public transit is a key means of achieving mobility for many LEP persons. By providing language assistance to persons with limited English proficiency, KYOVA will help to ensure that the services are safe, reliable, convenient, and accessible. These efforts may attract riders who would otherwise be excluded from participating in the service because of language barriers.

LEP Services can be provided in two ways: verbal interpretation and written translation of vital documents. The Four Factor Analysis should be used when deciding what reasonable steps should be taken to ensure access for LEP persons.

## Four Factor Analysis

In accordance with the Executive Order, the United States Department of Transportation (USDOT) issued policy guidance in the Federal Register, Volume 70; Number 239 on Wednesday, December 14, 2005, concerning recipient's responsibilities to Limited English Proficiency (LEP) persons. The USDOT guidance outlines four factors' recipients should apply to the various kinds of contacts they have with the public to assess language needs and decide what reasonable steps they should take to ensure meaningful access for LEP persons.

Reasonable steps to ensure meaningful access to LEP persons must be taken. This "reasonableness" standard is intended to be flexible and fact dependent. It is also intended to balance the need to ensure meaningful access by LEP persons to critical services while not imposing undue financial burdens. As a starting point, KYOVA conducted an individualized assessment that balanced the following four factors:

1. The number or proportion of LEP persons served or encountered in the eligible service population (includes those persons who would be served or encountered by the recipient if the persons received adequate education and outreach and the recipient provided sufficient language services).
2. The frequency which LEP persons come into contact with the program.
3. The nature and importance of the program, activity, or service provided by the program; and
4. The resources available and cost to the recipient.

The following Four Factor Analysis helps guide KYOVA Interstate Planning Commission in determining which language assistance measures will be undertaken to guarantee access to programs and activities performed by the MPO.

### Factor 1: The Number and Proportion of LEP Persons Eligible to be served

The first step towards understanding the profile of individuals that could participate in the transportation planning process is a review of Census data. *Table 5* summarizes the LEP population by county and for the KYOVA Planning Area. Within the planning area, 0.50% of LEP residents over the age of five years old speak English "less than very well." *Table 5*, below shows the highest populations that speak a language other than English and how many speak English "less than very well."

**Table 5: Language Spoken at Home – Age 5+**

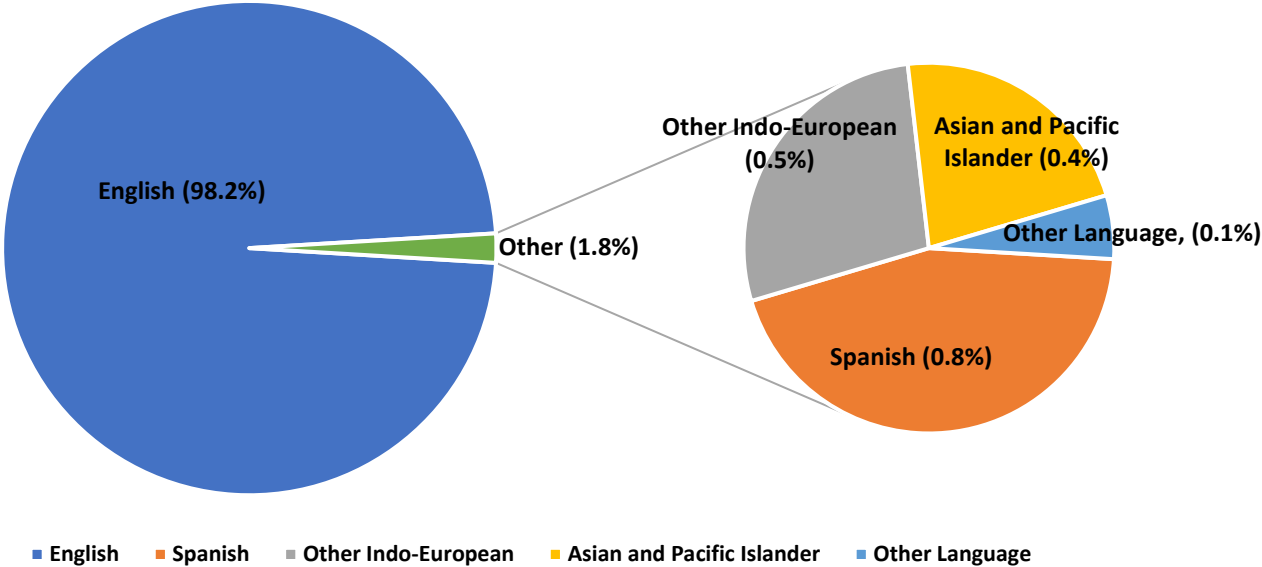
	Cabell		Wayne		Boyd		Greenup		Lawrence		KYOVA	
	#	%	#	%	#	%	#	%	#	%	#	%
<b>Population 5+</b>	89,058	94.4	38,228	94.9	44,910	94.2	33,658	94.7	56,736	94.3	262,590	94.4%
<b>English Only</b>	86,829	97.5	37,666	98.5	44,075	98.1	33,279	98.9	56,136	98.9	257,985	92.8%
<b>Language Other than English</b>	2,229	2.5	562	1.5	835	1.9	379	1.1	600	1.1	4,605	1.7%
<b>Speak English Less Than Very Well</b>	611	0.7	185	0.5	320	0.7	15	0	161	0.3	1,292	0.5%
<b>Spanish</b>	763	0.9	265	0.7	415	0.9	195	0.6	325	0.6	1,963	0.7%
<b>Speak English Less Than Very Well</b>	230	0.3	74	0.2	167	0.4	3	0	104	0.2	578	0.2%
<b>Other Indo-European</b>	479	0.5	179	0.5	226	0.5	104	0.3	244	0.4	1,232	0.4%
<b>Speak English Less Than Very Well</b>	479	0.5	179	0.5	226	0.5	104	0.3	244	0.4	1,232	0.4
<b>Asian &amp; Pacific Islander</b>	812	0.9	77	4.3	117	0.3	60	0.2	6	0.2	1,072	0.4
<b>Speak English Less Than Very Well</b>	256	0.3	72	4	83	0.2	0	0	0	0	411	0.1
<b>Other Language</b>	175	0.2	6	0.3	77	0.2	20	0.1	0	0	278	0.1
<b>Speak English Less Than Very Well</b>	33	0.0	6	0.3	18	0.0	0	0.0	0	0.0	57	0.0

Data Source: 2015-2019 American Community Survey 5-year estimates (DP02)

The most common non-English language spoken in the five counties is Spanish. Approximately 1,963 (0.7%) people speak Spanish with 0.2 percent of those speaking Spanish speak English “less than very well.” Based on the analysis no population group exceeds the “Safe Harbor” threshold of 1,000 or 5% of the population that speak English “less than very well.”

Of the LEP persons within the KYOVA Planning area, 0.9% speaks Spanish at home in Cabell County; 0.7% speaks Spanish at home in Wayne County; 0.9% speaks Spanish at home in Boyd County; 0.6 % speaks Spanish at home in Greenup County; and 0.6% speaks Spanish at home in Lawrence County. Spanish is the most substantial percentage of LEP persons in the KYOVA Planning Area. *Figure 20* illustrates KYOVA’s overall summary of Languages Spoken at Home. In addition to Census data, KYOVA consults with transit staff, community organizations, and state and local governments to better serve the LEP community.

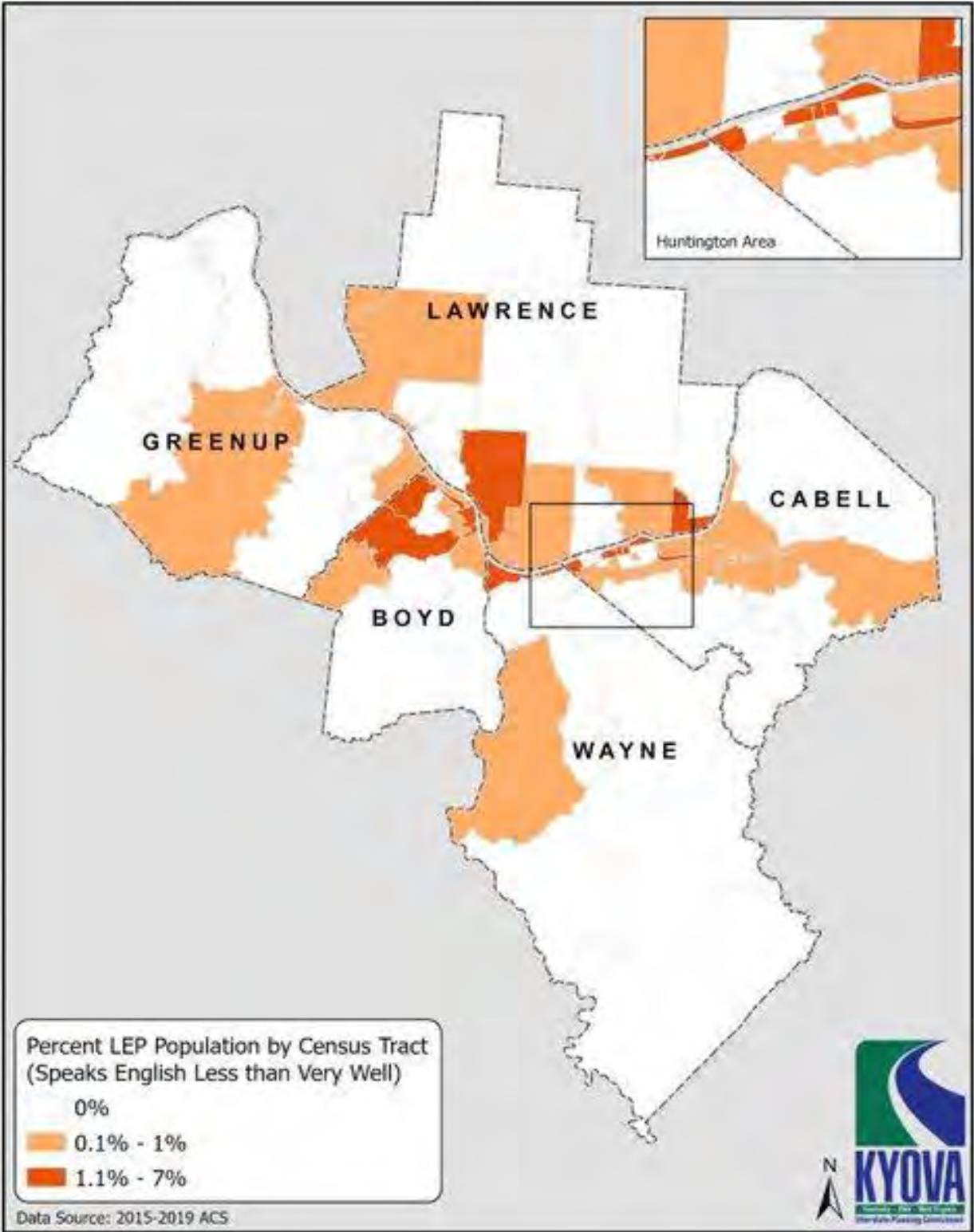
**Figure 20: Summary of Languages Spoken at Home (Age 5+)**



Data Source: 2015-2019 American Community Survey 5-year estimates (DP02)

Figure 21 highlights the LEP populations of people speaking English “less than very well” by Census Tract within the KYOVA Planning Area.

Figure 21: Limited English Proficiency (LEP) Populations (% of People Speaking English “Less than very Well”) per Census Tract.





## Factor 2: Frequency of Contact of LEP Persons

The results of the Census data indicate that Spanish is the most significant language spoken by the LEP population in the area served by KYOVA. To date, no requests for language assistance services have been made by LEP individuals or groups. At the time of this Plan, there are no staff fluent in Spanish. However, if necessary, arrangements will be made with the local University to provide assistance at public meetings and/or outreach activities to translate essential public documents.

All advertisements for public meetings sponsored by KYOVA will contain the following language: *“Persons who require special accommodations under the American with Disabilities Act or persons who require translation services, which are provided at no cost, should contact KYOVA at (304) 523-7434 or email [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org) at least 7 business days prior to the event.”*

KYOVA conducts regular board meetings, advisory committee meetings, and public meetings/hearings throughout the year. Community outreach and KYOVA’s website are the main sources of potential contact between KYOVA and LEP persons.

Tables 6 and 7 below, illustrate the frequency KYOVA has had contact with LEP individuals over the past five (5) years. The list includes the most spoken languages other than English.

**Table 6: Frequency of Contact with LEP Individuals**

Language	Most Days	At Least Once a Week	At Least Once per Month	At Least Once per Year	Never
Spanish					X
Other Indo-European					X
Asian and Pacific Islander					X
Other Languages					X

**Table 7: Contact Administered by KYOVA**

Program/Activity	Frequency of Contact	Resources Available
Board Meetings	Quarterly	Case by case response
Committee Meetings	Quarterly	Case by case response
Community Events	Unpredictable	Case by case response; University interpreter; “I Speak Cards”
Website	Unpredictable	Language conversation tab; LEP Plan; Title VI forms
Public Meetings/Hearings	Unpredictable	Case by Case response; University interpreter; “I speak Cards”

### **Factor 3: The Nature and Importance of the Program Service or Activity**

Metropolitan Planning Organizations (MPOs) receive federal funds to develop transportation plans for a designated urban area. The planning process is guided by federal and state law, including public involvement requirements to ensure diverse public outreach, notice, and opportunities for input.

All of KYOVA's programs are important; however, those related to safety, public transportation, right-of-way, the environment, nondiscrimination, and public involvement are among the most important. The KYOVA must ensure that all segments of the population, including LEP persons, have been involved or have had the opportunity to be involved in the transportation planning process to be consistent with the goal of the Federal Environmental Justice Program and Policy. KYOVA continually surveys/assesses the needs of eligible service populations to determine whether certain critical outreach materials should be translated into other languages.

Language assistance involving notification of services, translation of public input forms and/or surveys related to a formal public hearing, and maintenance of the Translator Tab on the KYOVA website have high priority. Other activities, such as community events, optional meetings, and specialized speakers' bureau programs have a lower priority if/when resources preclude the organization from executing all language assistance opportunities.

### **Factor 4: Resources Available**

Given the size of the LEP population in the KYOVA Planning Area and current financial constraints, full language translations of plan documents are not considered warranted or cost feasible at this time. KYOVA will continually evaluate its programs, services, and activities to ensure that LEP persons are provided with meaningful access. KYOVA will provide verbal and written translation if requested within a reasonable time and if within available resources.

## **LANGUAGE ASSISTANCE AND IMPLEMENTATION**

This section of the LEP Plan provides the implementation process used to address appropriate language needs identified and described in the SELF ASSESSMENT Section.

### **LEP Implementation Goals**

1. Provide meaningful access to KYOVA programs and services for Limited English Proficiency (LEP) persons identified using the four-factor analysis presented in SELF ASSESSMENT section of the *Limited English Proficiency Plan*;
2. Identify various resources, with or without associated costs, to ensure the organization can balance meaningful access to programs and services, while not incurring undue burdens on financial resources; and
3. Complete plan updates every three (3) years and staff reviews annually to ensure resources identified remain consistent with identified needs.

## Language Assistance, Translation, and Interpretation Services

Engaging the LEP population within the KYOVA Planning Area is vital. KYOVA may implements language assistance through the following strategies and techniques based on Factor 4: Resources Available:

- Staff involved with the public will provide Census Bureau’s “I Speak” language cards at workshops and public meetings sign-in table. Staff will be able to identify language needs in order to match them with available services. These cards will be made available at the KYOVA Office.
- KYOVA will strive to develop partnerships with local agencies, organizations, law enforcement, colleges/universities, local school districts and social service agencies to inform LEP individuals of MPO services and the availability of language assistance;
- KYOVA will investigate the cost of translating programs by providing fact sheets, flyers, and brochures on a project specific basis;
- Investigate providing Executive Summaries of major programs, such as the Unified Planning Work Program (UPWP); Transportation Improvement Program (TIP); Metropolitan Transportation Plan (MTP); Participation Plan; and any other key document available in Spanish. To accommodate the financial resources, KYOVA will determine the cost effectiveness of providing these key documents in formats such as fact sheets, flyers, newsletters, and brochures which capture the significant points;
- Maintain point of contact with local university and other agencies for language interpreter services;
- Maintain and update Google Translate program on the website, as needed. The use of this will allow users to view HTML content in multiple languages. It is understood that this is not a perfect system, but it will provide enough information for an LEP individual or group to contact KYOVA for comments and questions;
- Ensure public meetings have access by public transportation;
- Weigh the demand for language assistance against KYOVA’s available financial resources;
- Consider cost effective practices for providing language services;
- Communicate through press releases, announcements at community meetings, website, signs, and handouts.

## Standard Notification Regarding Language Assistance

As previously stated, all advertisements for public meetings sponsored by KYOVA Interstate Planning Commission will contain the following language: “Persons who require special accommodations under the American with Disabilities Act or persons who require translation services, which are provided at no cost, should contact KYOVA at (304) 523-7434 or by email to [dslusher@kyovaiipc.org](mailto:dslusher@kyovaiipc.org), at least 7 business days prior to the event.”

## Staff Training

On an annual basis, at least one KYOVA staff member, (usually the Title VI/ADA Coordinator), attends Title VI/LEP/ADA training. The Ohio Department of Transportation (ODOT) and the Kentucky Transportation Cabinet (KYTC) provide annual Title VI and ADA trainings that typically cover various aspects of Title VI, including LEP Planning. Additionally, KYOVA may attend trainings hosted by the Federal Highway Administration (FHWA), Federal Transit Administration (FTA), West Virginia Department of Transportation (WVDOT), or other in-person or online resources.

KYOVA's Title VI/ADA Coordinator, or other designated staff, provides annual in-house staff training. This training provides an overview of the Federal regulations and requirements along with KYOVA's LEP responsibilities.

### **Outreach and Providing Notice to LEP Persons**

It is important to notify LEP persons of services available free of charge in a language the LEP persons would understand. KYOVA will provide meeting notifications in English and Spanish, where appropriate. KYOVA will post the LEP Plan on its website at: [www.kyovaipc.org](http://www.kyovaipc.org). Any person may obtain copies/translations of the plan upon request.

### **Monitoring and Updating the LEP Plan**

At a minimum, KYOVA will review and evaluate the plan annually to ensure compliance of federal laws and various nondiscrimination regulations. KYOVA will make appropriate changes, as needed, to ensure effectiveness. For questions or concerns regarding KYOVA's commitment to nondiscrimination or to request LEP services, contact Dannielle Slusher, Finance/Office Manager/Title VI Environmental Justice Officer, at (304) 523-7434 or by email at [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org).

# **Appendix A**

## **Title VI Complaint Procedure and Complaint Form**



## Title VI Complaint Procedure

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### Complaint Filing

KYOVA Interstate Planning Commission uses the following, detailed internal procedure for prompt processing and resolution of all Title VI complaints. These procedures include but are not limited to:

1. Any person who believes that he or she, individually, as a member of any specific class, has been subjected to discrimination prohibited by Title VI of the Civil Rights Act of 1964, as amended, may file a complaint with KYOVA's Title VI Coordinator. A complaint may also be filed by a representative on behalf of such a person.
2. In order to have the complaint considered under this procedure, the complaint must be filed no later than 180 calendar days after:
  - ❖ The date of the alleged act of discrimination; or
  - ❖ Where there has been a continuing course of conduct, the date on which that conduct was discontinued.
3. Complaints shall be filed using KYOVA's Title VI Complaint Form ([click here for form](#)) or by contacting the KYOVA's Title VI Coordinator at 304-523-7434. Complaints shall be set forth as fully as possible the facts and circumstances surrounding the claimed discrimination. In the event that a person makes a verbal complaint of discrimination to an officer or employee of the recipient, the person shall be interviewed by the Title VI Coordinator. If necessary, the Title VI Coordinator will assist the person in reducing the complaint to writing and submit the written version of the complaint to the person for signature. The Complaint shall then be handled in the usual manner.

Complaints should be directed to:  
KYOVA Interstate Planning Commission  
Attention: Title VI Coordinator  
400 Third Avenue / P. O. Box 939  
Huntington, WV 25712  
Phone: 304-523-7434

4. Upon receipt of the completed and signed complaint form, the Title VI Coordinator will log-in the complaint, determine the basis of the complaint and determine who should conduct the investigation. In many cases, the Title VI Coordinator will serve as the investigator.
5. The Title VI Coordinator reviews and determines the appropriate action regarding every Title VI complaint. KYOVA will not proceed with or continue a complaint investigation if:
  - a. The Complaint Form is not complete or signed.
  - b. The complaint is, on its face value without merit.
  - c. The same allegations and issues of the complaint have been addressed in a recently closed investigation or by previous federal court decisions.
  - d. The complainant's or injured party's refusal to cooperate (including refusal to give permission to disclose his or her identity) has made it impossible to investigate further.
6. Within ten (10) business days, the Title VI Coordinator will acknowledge receipt of the allegation, inform the complainant of action taken or proposed action to be taken to process the allegation(s), and the complainant is advised of other avenues of redress available, such as the Federal Highway Administration (FHWA), Federal Transit Administration (FTA), Department of Justice and Department of Transportation. The notification letter contains:
  - a. The basis of the complaint.
  - b. A brief statement of the allegation(s) over which KYOVA has jurisdiction.
  - c. A brief statement of KYOVA's jurisdiction over the recipient to investigate the complaint; and
  - d. An indication of when the parties will be contacted.





## Title VI Complaint Procedure

7. The Title VI Coordinator will notify FHWA's Division office within ten (10) calendar days of receipt of the allegation(s). Generally, the following information will be included in every notification:
  - a. Name, address, and phone number of the complainant.
  - b. Email address, if available.
  - c. Basis of complaint (i.e., race, color, national origin, sex, age, disability/handicap, etc.).
  - d. Date of the alleged discriminatory act(s).
  - e. Date of complaint received by the recipient.
  - f. A statement of the complaint.
  - g. Other agencies (state, local or Federal) where the complaint has been filed.
  - h. An explanation of the actions the recipient has taken or proposed to resolve the issue(s) raised in the complaint.
8. Within sixty (60) calendar days from the date the original complaint was received, the Title VI Coordinator will conduct and complete an investigation of the allegation(s) and assessed on the information obtained, will render a recommendation for action in a report of findings to FHWA's Division Office.
9. The Title VI Coordinator will conduct an in-depth, personal interview with the complainant(s). Information gathered in this interview includes: identification of each complainant by race color, sex, age, national origin, disability/handicap, or income status; name of the complainant; a complete statement concerning the nature of the complaint, including names, places, and incidents involved in the complaint; the date the complaint was filed; and any other pertinent information the investigator/team feels is relevant to the complaint. The interviews are recorded either on audio tape or by taking notes. The Title VI Coordinator arranges for the complainant to read, make necessary changes to, and sign the interview transcripts or interview notes. Every effort will be made to obtain early resolution of complaints at the lowest possible level.
10. Within ninety (90) calendar days of receipt of the complaint, the Title VI Coordinator will forward the investigative report to the FHWA. Included with the report is a copy of the complaint, copies of all documentation pertaining to the complaint, the date the complaint was filed, the date, the investigation was completed, the disposition and date of the disposition, and any other pertinent information. If, for some reason, the investigation cannot be completed within this timeframe, a status report shall be submitted to FHWA and the report shall follow upon completion. The FHWA will review and issue the official "Letter of Findings" to the complainant.

If the complaint cannot be resolved by KYOVA to the satisfaction of all parties concerned, the party not satisfied is advised of his or her right to appeal pursuant to Title 49, Code of Federal Regulations, Part 21. The appeal must be filed, in writing no later than 180 calendar days after the date of the alleged discrimination, unless the time for filing is extended by the Secretary to:

Federal Highway Administration  
Office of Civil Rights  
1200 New Jersey Avenue, SE  
8<sup>th</sup> Floor E81-314  
Washington, DC 20590

A complaint may be filed with the Secretary, U.S. Department of Transportation, before, during, or after the complaint has been filed with KYOVA Interstate Planning Commission.

### Informal Title VI Complaint Procedure

Title VI complaints may be resolved by informal means. When informal means are used, the complainant is informed of his or her right to file a formal written complaint. Any complaint received in writing is considered to be a formal complaint and is handled under the formal complaint procedure outlined above. KYOVA will periodically inform the state DOTs of all informal complaints. When a complaint has been directly filed with another federal agency, KYOVA is to be informed by the agency where the complaint has been filed and is to take whatever action is needed to resolve the complaint.



## Procedimiento de denuncia del Título VI

### Limadura de la denuncia

La Comisión de planeamiento de un estado a otro de KYOVA utiliza el procedimiento interno siguiente, detallado para el aviso que procesa y la resolución de todas las denuncias del título VI. Estos procedimientos incluyen, pero no se limitan:

1. Cualquier persona que crea que lo o la, individualmente, como miembro de cualquier clase específica, han sujetado a la discriminación prohibido por el título VI del acto de las derechas civiles de 1964, según la enmienda prevista, puede archivar una denuncia con el coordinador del título VI de KYOVA. Una denuncia se puede también archivar por un representante en nombre de tal persona.
2. Para tener la denuncia considerada conforme a este procedimiento, la denuncia se debe archivar no más adelante de 180 días naturales después:
  - ❖ La fecha del acto alegada de la discriminación; o
  - ❖ Donde ha habido un curso de continuación de la conducta, la fecha la cual esa conducta fue interrumpida.
3. Las denuncias serán llenadas usando el formulario de la denuncia del Título VI de KYOVA (haga clic aquí para el formulario) o entrando en contacto con al Coordinador del Título VI del KYOVA en 304-523-7434. Las denuncias serán dispuestas tan completamente como sea posible los hechos y las circunstancias que rodean la discriminación demandada. En caso de que una persona haga una denuncia verbal de la discriminación a un oficial o a un empleado del beneficiario, la persona será entrevistada con por el coordinador del título VI. En caso de necesidad, el coordinador del título VI ayudará a la persona en la reducción de la denuncia a la escritura y presentará la versión escrita de la denuncia a la persona para la firma. La denuncia entonces será manejada de la manera usual.

Las denuncias se deben dirigir a:  
Comisión de planeamiento de un estado a otro de  
KYOVA Atención: Coordinatator del Titula VI Atención:  
400 terceras Avenidas/P. O. Box  
939  
Teléfono: 304-523-7434

4. Tras el recibo llenada el formulario y firmada la denuncia, el coordinador del Título VI abrirá una sesión la denuncia, determinará la base de la denuncia y determinará quien debe conducir la investigación. En muchos casos, el coordinador del Título VI servirá como el investigador.
5. El coordinador del Titula VI revisa y determina la acción apropiada con respecto a cada denuncia del Titula VI. KYOVA no procederá con ni continuará una investigación de denuncia si:
  - a. El formulario de la denuncia no es completo o firmado.
  - b. La denuncia esta, en su valor nominal sin mérito.
  - c. Las mismas alegaciones y aplicaciones la denuncia han sido abordadas en una investigación recientemente cerrado o por decisiones del tribunal federales anteriores.
  - d. La denegación del denunciante o del partido herido a cooperar (denegación incluyendo para dar el permiso para divulgar su identifica) ha hecho imposible investigar más legos.
6. Dentro de diez (10) los días laborales, el coordinador del Título VI reconocerá el recibo de la alegación, informe al denunciante la acción realizada o propuesta que se tomara pará procesa las alegaciones, y aconsejan el denunciante de otras avenidas de la compensación disponibles, por ejemplo, la administración federal de la carretera (FHWA), la administración federal del tránsito (FTA), Ministerio de Justicia y el Ministerio de Transporte. La letra de la notificación contiene:
  - a. La base de la denuncia.
  - b. Una declaración breve de las alegaciones sobre las cuales KYOVA tiene jurisdicción
  - c. Una declaración breve de la jurisdicción de KYOVA sobre el beneficiario para investigar la denuncia; y
  - d. Una indicación de cuando los partidos serán entrados en contacto con.



## Procedimiento de denuncia del Titulo VI

4. El coordinador del título VI notificará la oficina de la división de FHWA dentro de diez (10) los días naturales del recibo de las alegaciones. La siguiente información será incluida en cada notificación:
  - ❖ Nombre, dirección, y número de teléfono de el denunciante.
  - ❖ Dirección de correo electrónico, si está disponible.
  - ❖ Base de la denuncia (es decir, raza, color, origen nacional, sexo, edad, incapacidad/desventaja, etc.).
  - ❖ Fecha del alegado.
  - ❖ Fecha de la denuncia recibida por el beneficiario.
  - ❖ Una declaración de la denuncia.
  - ❖ Otras agencias (estado, local o federal) donde se ha archivado la denuncia.
  - ❖ Una explicación de las acciones el beneficiario ha tomado o propuesto resolver las cuestiones planteadas en la denuncia.
5. Dentro de sesenta (60) días naturales a partir de la fecha que la denuncia original fue recibida la denuncia recibid, el coordinador del Título VI lo va a hacer del Título VI Coordinato y termina una investigación de las alegaciones y la evaluó rendirá una recomendación para la acción en un informe de hallazgos a la oficina de la división de FHWA.
6. El coordinador del Título VI Conducirá una entrevista profundizada, personal con los denunciantes. La información recopilada en esta entrevista incluye: identificación de cada denunciante por color de la raza, el sexo, la edad, el origen nacional, la incapacidad/la desventaja, o la situación de la renta; nombre del denunciante; una declaración completa referente a la naturaleza de la denuncia, incluyendo nombres, lugares, e incidentes implicados en la denuncia; la fecha que la denuncia fue archivada; y cualquier otra información pertinente el investigador/el equipo siente es relevante a la denuncia. Las entrevistas son registradas en la cinta de audio o tomando notas. El Coordinador del Título VI arregla para que el denunciante lea, realice cambios necesarios a, y firme las transcripciones de la entrevista o las notas de la entrevista. Todo lo posible será hecho para obtener la resolución temprana de denuncias en el nivel posible más bajo.
7. Dentro de noventa (90) días naturales del recibo de la denuncia, el coordinador del título VI transmitirá al informe de investigación el FHWA. Se incluye con el informe una copia de la denuncia, copias de toda la documentación referente a la denuncia, la fecha que la denuncia fue archivada, la fecha, la investigación fue terminada, la disposición y la fecha de la disposición, y cualquier otra información pertinente. Si, por alguna razón, la investigación no se puede terminar dentro de este calendario, un informe será sometido a FHWA y el informe seguirá sobre la realización. El FHWA revisará y publicará la "letra oficial de hallazgos" al denunciante.

Si la denuncia no puede ser resuelta por KYOVA para satisfacción de todos los partidos referidos, el partido no satisfecho se aconseja de su derecha de apelar de conformidad para titular 49, código de regulaciones federales, parte 21. La súplica debe ser archivada, en la escritura no más adelante de 180 días naturales después de la fecha de la discriminación alegada, a menos que la época para la limadura sea prolongada por la secretaria a:

Oficina Federal de la Administración de la  
carretera De las Derechas Civiles  
1200 Avenida de New  
Jersey, SE 8vo piso E-  
81-314  
Washington, DC 20590

Una denuncia se puede archivar con la secretaria; U.S. Departamento del transporte, antes, durante o después de la denuncia se ha archivado con la Comisión de planeamiento de un estado a otro de KYOVA.

### Procedimiento de denuncia informal del título VI

Las denuncias del titula VI pueden ser resueltas por medios informales. Cuando se utilizan los medios informales, el denunciante es informado de su derecha de archivar una denuncia escrita formal. Cualquier denuncia recibida en la escritura se considera ser una demanda oficial y se maneja conforme al procedimiento de la demanda oficial resumido arriba. KYOVA informara periódicamente a los puntos del estado todas las denuncias informales. Cuando una denuncia se ha archivado directamente con otra agencia federal, KYOVA debe ser informado por la agencia donde la denuncia se ha archivado y es tomar cualesquiera medidas son necesarias resolver la denuncia.

Note: Translation provided by [www.systranet.com/translate/](http://www.systranet.com/translate/)

Nota: Traducción proporcionada por [www.systranet.com/translate/](http://www.systranet.com/translate/)

**KYOVA Interstate Planning Commission**  
**Title VI Complaint Form**



<b>Section I</b>			
Name:			
Address:			
Telephone (Home):		Telephone (Work):	
Electronic Mail Address:			
Accessible Format Requirements	Large Print	<input type="checkbox"/>	Audio Tape <input type="checkbox"/>
	TDD	<input type="checkbox"/>	Other <input type="checkbox"/>
<b>Section II</b>			
Are you filing this complaint on your own behalf?		Yes* <input type="checkbox"/>	No <input type="checkbox"/>
*If you answered "yes" to this question, go to Section III.			
If not, please supply the name and relationship of the person for whom you are filing the complaint.			
Please explain why you have filed for a third party. If more space is needed, please use the back of this form or a separate sheet.			
Please confirm that you have obtained the permission of the aggrieved party if you are filing on behalf of a third party.		Yes <input type="checkbox"/>	No <input type="checkbox"/>
<b>Section III</b>			
I believe the discrimination I experienced was based on (check all that apply):			
Race <input type="checkbox"/>	Color <input type="checkbox"/>	National Origin <input type="checkbox"/>	Age <input type="checkbox"/> Disability <input type="checkbox"/> Family or Religious Status <input type="checkbox"/>
Other (explain):			
Date of Alleged Discrimination (Month, Day, Year):			
Explain as clearly as possible what happened and why you believe you were discriminated against. Describe all persons who were involved. Include the name and contact information of the person(s) who discriminated against you (if known) as well as names and contact information of any witnesses. If more space is needed, please use the back of this form or a separate sheet.			



**KYOVA Interstate Planning Commission Complaint Form – Continued**

**Section IV**

Have you previously filed a Title VI complaint with this agency?      Yes          No

**Section V**

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:
	Title:
	Agency:
	Address:
	Telephone:
	E-mail Address:

**Section VI**

Name of agency complaint is against:

Contact Person:

Title:

Telephone Number:

E-mail:

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

*Signature and date required below.*

\_\_\_\_\_

Signature

\_\_\_\_\_

Date

Please submit this form in person to the address below, or mail this form to:  
 KYOVA Interstate Planning Commission  
 Attention: Title VI/EJ Coordinator  
 400 Third Avenue  
 P. O. Box 939  
 Huntington, WV 25712



Formulario de Quejas del Título VI de la Comisión de  
Planificación Interestatal de KYOVA

Sección I			
Nombre:			
Dirección:			
Teléfono (Hogar):		Teléfono (Trabajo):	
Dirección de correo electrónico:			
Requisitos de formato accesible	Letra grande	Cinta de audio	
	TDD	Otro	
Sección II			
¿Está presentando esta queja en su propio nombre?		Sí* No	
* Si respondió "sí" a esta pregunta, vaya a la Sección III.			
De lo contrario, proporcione el nombre y la relación de la persona por la que está presentando la queja.			
Por favor, explique por qué ha solicitado un tercero. Si necesita más espacio, utilice la parte de atrás de este formulario o una hoja por separado.			
Confirme que ha obtenido el permiso de la parte perjudicada si está presentando una solicitud en nombre de un tercero.		Sí No	
Sección III			
Creo que la discriminación que experimenté se basó en (marque todo lo que corresponda):			
Carrera Color	Origen nacional	Años	Discapacidad
			Estado familiar o religioso
Otro (explique):			
Fecha de presunta discriminación (mes, día, año):			
Explique lo más claramente posible qué sucedió y por qué cree que lo discriminaron. Describa todas las personas que estuvieron involucradas. Incluya el nombre y la información de contacto de las personas que lo discriminaron (si se conoce), así como los nombres y la información de contacto de los testigos. Si necesita más espacio, utilice la parte de atrás de este formulario o una hoja por separado.			

**Formulario de Queja de la Comisión de Planificación Interestatal de KYOVA - Continuación**

<b>Sección IV</b>			
¿Ha presentado anteriormente una queja del Título VI con esta agencia?		Sí	No
<b>Sección v</b>			
¿Ha presentado esta queja ante cualquier otra agencia federal, estatal o local, o ante cualquier tribunal federal o estatal?		Sí	No
En caso afirmativo, marque todo lo que corresponda:	Agencia Federal	Corte federal	Agencia del estado
	Corte estatal	Agencia local	
Proporcione información sobre una persona de contacto en la agencia / corte donde se presentó la queja.	Nombre:		
	Título:		
	Agencia:		
	Dirección:		
	Teléfono:		
Dirección de correo electrónico:			
<b>Sección VI</b>			
El nombre de la queja de la agencia es contra:			
Persona de contacto:			
Título:			
Número de teléfono:			
E-mail:			

Puede adjuntar cualquier material escrito u otra información que considere relevante para su queja.

*Firma y fecha requeridas a continuación.*

\_\_\_\_\_

Firma  
Fecha

Envíe este formulario en persona a la dirección que figura a continuación,  
o envíe este formulario a:  
KYOVA Interstate Planning Commission  
Atención: Coordinador Título VI / EJ  
400 Third Avenue  
P. O. Box 939  
Huntington, WV 25712

# **Appendix B**

## **Title VI Complaint Log**



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# **Appendix C**

## **Title VI Public Involvement Survey**

# KYOVA Interstate Planning Commission Title VI Public Involvement Survey

## Completing this form is voluntary.

You are not required to provide the information requested  
in order to participate in this meeting.

KYOVA Interstate Planning Commission, the Metropolitan Planning Organization for the Huntington, WV-KY-OH Urbanized Area (Cabell and Wayne counties, West Virginia; Boyd and Greenup counties, Kentucky; and the urbanized portion of Lawrence County, Ohio) conducts its programs, services and activities without regard to race, color or national origin in accordance with Title VI of the Civil Rights Act. In order for the MPO to understand who is being included in the public involvement process, KYOVA has developed this voluntary survey. Data gathered from this survey will help the MPO identify additional outreach efforts, as needed. Your response is important as it helps us better serve you and your community.

Completion of this survey is completely voluntary and kept confidential. KYOVA will use the information gathered to monitor programs and activities for compliance with Title VI of the Civil Rights Act of 1964, as amended, and its related statutes and regulations.

For more information about KYOVA's responsibility under Title VI of the Civil Rights Act or the Americans with Disabilities Act (ADA), please contact the Title VI/ADA Coordinator by phone at 304-523-7434, e-mail at [dslusher@kyovaipc.org](mailto:dslusher@kyovaipc.org), or in person at 400 Third Avenue, Huntington, West Virginia 25701. Information is also available on the KYOVA website at [www.kyovaipc.org](http://www.kyovaipc.org) under the Title VI/Environmental Justice Tab.

### GENERAL INFORMATION

Name (Optional): \_\_\_\_\_

Meeting Purpose: \_\_\_\_\_

Location of Meeting: \_\_\_\_\_

Date/Time of Meeting: \_\_\_\_\_

Zip Code of Residence: \_\_\_\_\_

Age: \_\_\_\_\_ / Gender: \_\_\_\_\_ Male \_\_\_\_\_ Female \_\_\_\_\_ Other

Prefer not to answer age and/or gender: \_\_\_\_\_

### TITLE VI INFORMATION

**Race/Ethnicity**

White/Caucasian     Black/African American  
 Hispanic/Latino     Asian/Pacific Islander  
 Native American     Multiracial  
 Other     Prefer not to answer

### Household Income

Less than \$10,000     \$10,000 to \$20,000  
 \$20,999 to \$30,000     \$30,000 to \$40,000  
 \$40,000 to \$50,000     More than \$50,000  
 Prefer not to answer

### Do you have a disability – this pertains to the American with Disabilities Act (ADA)

Yes     No     Prefer not to answer

**In addition to the public notice and/or flyer that made you aware of this meeting, what other forms of communications or locations for flyers/notices would help better inform you of MPO meetings?**

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**What could the MPO do to better serve the transportation needs of all residents of the KYOVA region (Cabell and Wayne counties, WV; Boyd and Greenup counties, KY; and the urbanized portion of Lawrence County OH)?**

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**Do you have any other questions or comments for KYOVA?**

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**If you would like a response to any of the questions or comments you have provided in this survey or would like to be included in future mailings regarding MPO meetings, please provide your contact information below.**

**Name:** \_\_\_\_\_

**Address:** \_\_\_\_\_

\_\_\_\_\_

**Email:** \_\_\_\_\_

**Please send me a response to my question(s) or comment(s) via:**

\_\_\_ Mail \_\_\_ Email

# **Appendix D**

## **Detailed Demographic Data**

SELECT SOCIOECONOMIC DEMOGRAPHICS BY CENSUS TRACT

State	County	Census Tract/Area	% Below Poverty Level (All families)	% Below Poverty Level (All People)	% Age 65 and Older	% Minority (non-white)	% Hispanic	% HS Graduate or Higher	% Speaks English "Less Than Very Well"	% Disability	% HH with no vehicle	% With a Computer	% With broadband Internet subscription	Census Tract/Area		
West Virginia	Cabell	Cabell	14.1%	22.3%	18.2%	9.4%	1.4%	88.0%	0.7%	18.4%	12.2%	85.1%	71.4%	Cabell		
		1.01	25.0%	33.3%	18.1%	8.4%	7.5%	86.5%	3.7%	21.4%	8.1%	74.2%	65.9%	1.01		
		1.02	10.9%	16.1%	19.4%	11.2%	2.4%	92.0%	0.4%	19.3%	10.4%	86.6%	73.1%	1.02		
		2	33.2%	36.3%	23.3%	3.7%	0.0%	72.6%	0.3%	34.4%	16.9%	71.9%	52.2%	2		
		3	14.6%	25.0%	15.0%	8.4%	0.0%	87.6%	2.6%	18.8%	15.1%	80.6%	59.0%	3		
		4	25.2%	62.6%	6.4%	27.3%	0.3%	87.5%	0.0%	11.3%	13.2%	85.4%	73.4%	4		
		5	40.0%	66.6%	0.9%	21.5%	1.6%	97.2%	1.8%	10.6%	15.2%	97.5%	75.8%	5		
		6	37.7%	64.6%	17.8%	21.8%	4.4%	72.8%	3.2%	14.2%	45.1%	81.0%	58.3%	6		
		9	39.5%	44.1%	11.2%	11.5%	1.6%	82.3%	0.0%	23.9%	22.3%	87.6%	67.0%	9		
		10	32.2%	35.4%	16.6%	8.0%	2.4%	73.3%	1.8%	29.7%	17.7%	87.8%	66.4%	10		
		11	28.7%	33.0%	22.9%	7.0%	1.2%	78.9%	0.0%	25.2%	19.4%	79.5%	57.1%	11		
		12	9.8%	13.9%	17.2%	9.5%	1.6%	89.0%	0.0%	14.0%	15.1%	83.4%	69.9%	12		
		13	17.3%	28.3%	14.5%	13.9%	3.3%	98.0%	0.8%	14.6%	19.3%	95.8%	81.5%	13		
		14	25.3%	31.3%	14.0%	39.5%	0.3%	95.4%	0.0%	19.9%	16.4%	92.7%	72.1%	14		
		15	23.8%	36.7%	27.0%	37.6%	0.0%	85.3%	0.0%	25.2%	42.1%	66.2%	49.9%	15		
		16	38.2%	41.1%	11.6%	19.4%	0.0%	78.6%	0.4%	38.6%	36.6%	81.5%	71.0%	16		
		18	45.0%	48.5%	9.5%	23.9%	1.0%	84.9%	0.0%	22.1%	24.5%	62.9%	62.9%	18		
		19	10.8%	12.7%	21.4%	3.2%	7.4%	97.8%	0.5%	12.5%	5.3%	81.0%	81.0%	19		
		20	1.6%	6.4%	23.1%	8.1%	0.0%	95.6%	0.6%	6.8%	0.7%	85.8%	85.8%	20		
		21	12.1%	17.4%	26.9%	3.3%	0.0%	93.6%	0.4%	14.6%	3.0%	74.3%	74.3%	21		
		101.02	13.0%	18.9%	20.3%	3.7%	1.1%	86.9%	0.0%	18.2%	8.9%	71.5%	71.5%	101.02		
		102.01	7.4%	17.6%	19.4%	7.3%	0.0%	97.2%	0.9%	12.8%	3.4%	83.7%	83.7%	102.01		
		102.02	5.0%	9.9%	23.7%	10.5%	3.2%	93.8%	0.9%	18.9%	3.7%	73.5%	73.5%	102.02		
		103	4.0%	11.8%	21.9%	2.3%	1.0%	90.4%	0.5%	21.1%	9.4%	74.5%	74.5%	103		
		104	6.5%	11.8%	17.2%	5.8%	1.1%	88.4%	0.7%	17.7%	7.8%	79.5%	79.5%	104		
		105	4.0%	4.1%	17.6%	0.3%	1.4%	89.3%	0.0%	16.9%	3.3%	77.3%	77.3%	105		
		106	9.8%	14.5%	21.5%	3.1%	1.1%	83.9%	0.9%	21.5%	6.4%	70.6%	70.6%	106		
		107	7.6%	11.6%	20.5%	2.7%	0.2%	85.3%	0.0%	19.7%	3.9%	68.9%	68.9%	107		
		108	15.0%	17.0%	21.9%	2.6%	0.0%	87.4%	0.0%	15.7%	13.7%	71.5%	71.5%	108		
		109	45.7%	47.9%	11.7%	23.5%	11.1%	77.1%	7.9%	30.6%	45.4%	49.4%	49.4%	109		
		West Virginia	Wayne	Wayne	18.2%	23.2%	20.4%	2.4%	0.7%	79.7%	0.5%	25.0%	9.8%	76.6%	64.8%	Wayne
				51	16.4%	21.6%	18.7%	9.5%	0.0%	92.6%	4.3%	23.0%	8.4%	89.4%	80.2%	51
				52	22.0%	25.9%	18.3%	1.8%	0.0%	83.5%	0.0%	22.1%	9.3%	82.5%	66.5%	52
				201	17.6%	28.3%	22.5%	9.0%	1.6%	77.6%	0.0%	20.5%	8.4%	80.1%	75.8%	201
				203	20.2%	26.6%	23.7%	4.1%	2.5%	85.8%	1.7%	25.1%	13.5%	83.5%	70.5%	203
				204	12.4%	14.3%	19.7%	1.2%	0.3%	78.6%	0.0%	24.3%	1.7%	80.3%	74.0%	204
				205	23.5%	27.8%	17.7%	0.2%	1.0%	80.6%	0.0%	22.3%	11.7%	69.3%	58.7%	205
				206	15.6%	16.4%	19.9%	3.8%	0.0%	89.5%	0.0%	19.2%	8.4%	85.4%	70.2%	206
				207	7.5%	12.6%	22.8%	0.1%	0.0%	88.5%	0.0%	23.5%	3.7%	74.8%	65.2%	207
208	24.8%			29.9%	14.9%	50.0%	0.9%	71.0%	0.0%	28.4%	14.0%	70.8%	57.4%	208		
209	19.2%			30.7%	28.9%	0.2%	0.0%	63.2%	0.0%	36.3%	14.4%	64.0%	37.7%	209		
210	27.1%	32.6%	18.8%	0.7%	0.0%	65.0%	0.0%	34.6%	19.1%	62.5%	51.0%	210				
Kentucky	Boyd	Boyd	14.5%	18.9%	18.9%	5.9%	1.8%	88.2%	0.7%	23.4%	8.5%	87.3%	81.1%	Boyd		
		302	34.7%	55.8%	19.6%	6.6%	2.1%	76.0%	0.8%	37.3%	41.1%	68.5%	55.8%	302		
		303	25.7%	31.5%	19.5%	13.3%	2.4%	80.1%	2.2%	27.0%	13.7%	80.8%	73.1%	303		
		304	19.4%	20.1%	10.5%	4.5%	0.0%	88.5%	1.9%	19.1%	10.2%	80.0%	70.2%	304		
		305	12.6%	13.8%	19.8%	7.6%	0.0%	89.5%	0.4%	22.9%	5.5%	94.4%	91.1%	305		
		306	6.2%	10.3%	21.8%	3.5%	1.2%	96.5%	0.0%	20.2%	6.4%	88.2%	83.8%	306		
		307	14.5%	18.3%	20.8%	6.3%	1.7%	88.0%	0.3%	22.2%	7.0%	88.4%	80.2%	307		
		308	36.0%	45.1%	14.7%	7.6%	2.8%	85.8%	0.0%	31.1%	18.8%	80.8%	81.1%	308		
		309	27.1%	28.3%	21.5%	5.6%	4.5%	89.2%	1.9%	26.3%	6.7%	84.1%	80.1%	309		
		310.01	6.1%	10.3%	20.0%	2.0%	0.0%	85.8%	0.3%	27.3%	4.8%	86.9%	85.4%	310.01		
		310.02	10.0%	10.3%	16.7%	12.0%	4.6%	92.1%	1.3%	21.5%	3.6%	92.9%	80.7%	310.02		
		311	2.0%	6.6%	18.8%	0.7%	0.1%	87.6%	0.0%	21.1%	1.3%	94.3%	86.5%	311		
		312	6.9%	9.4%	19.4%	0.0%	0.0%	86.6%	0.0%	17.3%	6.5%	88.2%	82.9%	312		
	313	23.1%	29.6%	22.9%	9.4%	0.8%	80.3%	0.9%	25.8%	16.5%	78.2%	73.1%	313			
	Kentucky	Greenup	Greenup	13.0%	16.9%	20.3%	3.0%	1.1%	89.0%	0.0%	20.5%	5.0%	88.2%	79.0%	Greenup	
			401	1.9%	8.2%	23.9%	4.5%	1.7%	94.4%	0.3%	16.4%	6.2%	91.0%	87.5%	401	
			402.01	18.0%	21.6%	21.2%	6.4%	0.0%	85.5%	0.0%	22.0%	5.2%	85.0%	81.1%	402.01	
			402.02	14.1%	17.9%	17.2%	4.1%	0.0%	93.3%	0.0%	20.6%	7.2%	88.3%	79.2%	402.02	
			403	15.0%	16.5%	21.3%	2.7%	0.6%	90.7%	0.0%	21.1%	4.5%	92.4%	87.3%	403	
			404	11.4%	13.6%	19.0%	0.2%	0.5%	90.7%	0.0%	20.8%	4.9%	88.0%	79.4%	404	
405.01			9.5%	13.0%	19.0%	0.9%	1.1%	93.6%	0.0%	20.4%	4.4%	92.4%	85.5%	405.01		
405.02			15.9%	19.3%	19.4%	3.7%	2.0%	89.3%	0.1%	22.8%	7.2%	84.5%	74.2%	405.02		
406	22.7%	27.8%	24.2%	4.3%	1.2%	75.6%	0.0%	21.4%	1.8%	79.8%	62.4%	406				
407	15.0%	20.0%	18.1%	1.5%	2.8%	80.1%	0.0%	19.0%	1.6%	90.4%	69.5%	407				
Ohio	Lawrence	Lawrence	15.1%	18.1%	18.4%	4.5%	1.0%	88.2%	0.3%	20.5%	6.5%	83.4%	73.8%	Lawrence		
		501	14.2%	17.6%	20.3%	3.7%	0.0%	81.0%	0.0%	23.7%	8.3%	89.1%	87.8%	501		
		502	22.0%	18.3%	20.8%	2.3%	0.0%	92.3%	0.0%	26.8%	8.8%	83.8%	74.5%	502		
		503	26.0%	27.7%	15.6%	12.2%	4.1%	88.1%	0.0%	22.2%	29.8%	80.5%	63.8%	503		
		504	21.6%	23.6%	23.0%	4.7%	1.3%	88.3%	0.3%	33.8%	15.8%	76.1%	68.4%	504		
		505	12.2%	13.9%	20.4%	1.5%	1.4%	89.1%	0.0%	19.4%	3.6%	78.5%	64.9%	505		
		506	18.0%	21.9%	16.8%	2.8%	0.0%	72.8%	0.0%	23.2%	4.6%	67.6%	50.7%	506		
		507	19.1%	24.1%	14.6%	4.5%	0.0%	80.3%	0.2%	28.3%	6.9%	75.9%	72.9%	507		
		508	23.9%	27.3%	17.4%	3.1%	0.5%	92.0%	0.0%	17.5%	2.3%	90.1%	83.8%	508		
		509	15.2%	20.1%	17.6%	5.7%	1.9%	81.7%	0.0%	30.2%	6.5%	86.8%	77.0%	509		
		510.01	14.8%	16.3%	15.7%	10.5%	2.6%	88.4%	0.2%	21.3%	4.7%	87.6%	82.9%	510.01		
		510.02	22.1%	23.7%	13.5%	2.3%	1.7%	83.7%	1.2%	26.6%	7.4%	80.0%	67.2%	510.02		
		511	15.4%	17.7%	20.1%	5.3%	1.2%	88.9%	0.2%	16.3%	2.1%	86.4%	76.7%	511		
		512	13.6%	15.8%	16.7%	5.6%	0.5%	86.8%	0.0%	23.3%	4.9%	88.0%	69.0%	512		
		513	7.7%	16.9%	19.1%	2.3%	0.0%	88.7%	0.3%	20.1%	6.3%	82.1%	74.1%	513		
		514.01	5.7%	6.3%	23.7%	4.1%	0.0%	91.2%	1.4%	23.8%	4.1%	84.9%	77.3%	514.01		
		514.02	8.8%	12.6%	16.5%	3.0%	0.7%	94.4%	0.0%	19.3%	2.9%	87.7%	82.5%	514.02		

Source: 2015-2019: ACS 5-Year Estimate Data Profiles DP02/DP03/DP04

SOCIOECONOMIC DATA BY RACE

State	County	Census Tract/Area	Est. Population	One Race	% One Race	White	% White	Black or African American	% Black or African American	American Indian & Alaska Native	% American Indian & Alaska Native	Asian	% Asian	Native Hawaiian or Other Pacific Islander	% Native Hawaiian or Other Pacific Islander	Some Other Race	% Some Other Race	Two or more Races	% Two or more Races	Hispanic or Latino (of any race)	% Hispanic or Latino (of any race)	Not Hispanic or Latino	% Not Hispanic or Latino		
West Virginia	Cabell	Cabell	94,339	92,123	97.7%	85,501	90.6%	4,587	4.9%	170	0.2%	1,283	1.4%	16	0.0%	566	0.8%	2,216	2.3%	1,324	1.4%	93,015	98.6%		
		1.01	1,658	1,617	97.5%	1,518	91.6%	28	1.7%	0	0.0%	0	0.0%	0	0.0%	71	0.0%	41	2.5%	124	7.5%	1,534	92.5%		
		1.02	2,179	2,103	96.5%	1,935	88.8%	103	4.7%	0	0.0%	56	2.6%	9	0.4%	0	0.0%	76	3.5%	52	2.4%	2,127	97.6%		
		2	2,838	2,755	97.1%	2,734	96.3%	21	0.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	83	2.9%	0	0.0%	2,838	100.0%		
		3	2,614	2,509	96.0%	2,394	91.6%	10	0.4%	0	0.0%	105	4.0%	0	0.0%	0	0.0%	105	4.0%	0	0.0%	2,614	100.0%		
		4	2,340	2,224	95.0%	1,702	72.7%	499	21.3%	0	0.0%	2	0.1%	0	0.0%	21	0.9%	116	5.0%	6	0.3%	2,334	99.7%		
		5	3,160	3,050	96.5%	2,481	78.5%	392	12.4%	34	1.1%	131	4.1%	0	0.0%	12	0.4%	110	3.5%	51	1.6%	3,109	98.4%		
		6	1,447	1,379	95.3%	1,131	78.2%	132	9.1%	0	0.0%	63	4.4%	0	0.0%	53	3.7%	68	4.7%	63	4.4%	1,384	95.6%		
		9	1,432	1,399	97.7%	1,268	88.5%	116	8.1%	0	0.0%	0	0.0%	0	0.0%	15	1.0%	33	2.3%	23	1.6%	1,409	98.4%		
		10	1,988	1,859	93.5%	1,829	92.0%	30	1.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	129	6.5%	47	2.4%	1,941	97.6%		
		11	1,970	1,928	97.9%	1,833	93.0%	69	3.5%	0	0.0%	11	0.6%	0	0.0%	15	0.8%	42	2.1%	23	1.2%	1,947	98.8%		
		12	2,804	2,777	99.0%	2,539	90.5%	190	6.8%	0	0.0%	48	1.7%	0	0.0%	0	0.0%	27	1.0%	44	1.6%	2,760	98.4%		
		13	2,475	2,381	96.2%	2,130	86.1%	196	7.9%	0	0.0%	33	1.3%	0	0.0%	22	0.9%	94	3.8%	81	3.3%	2,394	96.7%		
		14	2,379	2,334	98.1%	1,439	60.5%	821	34.5%	20	0.8%	54	2.3%	0	0.0%	0	0.0%	45	1.9%	8	0.3%	2,371	99.7%		
		15	1,410	1,367	97.0%	880	62.4%	442	31.3%	45	3.2%	0	0.0%	0	0.0%	0	0.0%	43	3.0%	0	0.0%	1,410	100.0%		
		16	1,208	1,186	98.2%	974	80.6%	180	14.9%	0	100.0%	6	0.5%	0	0.0%	26	2.2%	22	1.8%	0	0.0%	1,208	100.0%		
		18	3,989	3,708	93.0%	3,037	76.1%	458	11.5%	22	0.6%	25	0.6%	0	0.0%	166	4.2%	281	7.0%	38	1.0%	3,951	99.0%		
		19	2,243	2,212	98.6%	2,172	96.8%	18	0.8%	0	0.0%	15	0.7%	0	0.0%	7	0.3%	31	1.4%	165	7.4%	2,078	92.6%		
		20	2,895	2,821	97.4%	2,661	91.9%	38	1.3%	16	0.6%	106	3.7%	0	0.0%	0	0.0%	74	2.6%	0	0.0%	2,895	100.0%		
		21	3,149	3,103	98.5%	3,045	96.7%	34	1.1%	0	0.0%	17	0.5%	7	0.2%	0	0.0%	46	1.5%	0	0.0%	3,149	100.0%		
		101.02	5,860	5,843	99.7%	5,643	96.3%	157	2.7%	0	0.0%	43	0.7%	0	0.0%	0	0.0%	17	0.3%	65	1.1%	5,795	98.9%		
		102.01	5,951	5,914	99.4%	5,517	92.7%	163	2.7%	0	0.0%	234	3.9%	0	0.0%	0	0.0%	37	0.6%	0	0.0%	5,951	100.0%		
		102.02	3,796	3,732	98.3%	3,396	89.5%	35	0.9%	0	0.0%	179	4.7%	0	0.0%	122	3.2%	64	1.7%	122	3.2%	3,674	96.8%		
		103	2,723	2,723	100.0%	2,660	97.7%	58	2.1%	5	0.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	27	1.0%	2,696	99.0%
		104	6,400	6,358	99.3%	6,029	94.2%	268	4.2%	0	0.0%	61	1.0%	0	0.0%	0	0.0%	42	0.7%	68	1.1%	6,332	98.9%		
		105	5,885	5,885	100.0%	5,870	99.7%	0	0.0%	15	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	85	1.4%	5,800	98.6%
		106	4,016	3,911	97.4%	3,890	96.9%	21	0.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	105	2.6%	44	1.1%	3,972	98.9%		
		107	7,215	7,048	97.7%	7,019	97.3%	11	0.2%	0	0.0%	18	0.2%	0	0.0%	0	0.0%	167	2.3%	15	0.2%	7,200	99.8%		
		108	6,755	6,601	97.7%	6,582	97.4%	1	0.0%	13	0.2%	5	0.1%	0	0.0%	0	0.0%	154	2.3%	0	0.0%	6,755	100.0%		
		109	1,560	1,396	89.5%	1,193	76.5%	96	6.2%	0	0.0%	71	4.6%	0	0.0%	36	2.3%	164	10.5%	173	11.1%	1,387	88.9%		
West Virginia	Wayne	Wayne	40,303	40,006	99.3%	39,330	97.6%	347	0.9%	62	0.2%	113	0.3%	0	0.0%	154	0.4%	297	0.7%	264	0.7%	40,039	99.3%		
		51	1,915	1,897	99.1%	1,734	90.5%	44	2.3%	26	1.4%	93	4.9%	0	0.0%	0	0.1%	18	0.9%	0	0.0%	1,915	100.0%		
		52	1,753	1,741	99.3%	1,722	98.2%	19	1.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	12	0.7%	0	0.0%	1,753	100.0%		
		201	2,938	2,938	100.0%	2,674	91.0%	212	7.2%	0	0.0%	4	0.1%	0	0.0%	48	1.6%	0	0.0%	48	1.6%	2,890	98.4%		
		203	4,501	4,498	99.9%	4,316	95.9%	42	0.9%	36	0.8%	0	0.0%	0	0.0%	104	2.3%	3	0.1%	113	2.5%	4,388	97.5%		
		204	6,367	6,300	98.9%	6,292	98.8%	0	0.0%	0	0.0%	8	0.1%	0	0.0%	0	0.0%	67	1.1%	20	0.3%	6,347	99.7%		
		205	4,848	4,847	99.9%	4,839	99.8%	5	0.1%	0	0.0%	1	0.0%	0	0.0%	2	0.0%	1	0.0%	49	1.0%	4,799	99.0%		
		206	4,708	4,559	96.8%	4,531	96.2%	23	0.5%	0	0.0%	5	0.1%	0	0.0%	0	0.0%	149	3.2%	0	0.0%	4,708	100.0%		
		207	3,656	3,656	100.0%	3,652	99.9%	2	0.1%	0	0.0%	2	0.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,656	100.0%
		208	3,839	3,821	99.5%	3,821	99.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	18	0.5%	34	0.9%	3,805	99.1%
		209	2,554	2,549	99.8%	2,549	99.8%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	5	0.2%	0	0.0%	2,554	100.0%		
		210	3,224	3,200	99.3%	3,200	99.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	24	0.7%	0	0.0%	3,224	100.0%		
Kentucky	Boyd	Boyd	47,682	46,470	97.5%	44,852	94.1%	1,096	2.3%	30	0.1%	142	0.3%	14	0.0%	336	0.7%	1,212	2.5%	866	1.8%	46,816	98.2%		
		302	1,058	1,043	98.6%	988	93.4%	55	5.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	15	1.4%	31	2.9%	1,027	97.1%		
		303	1,936	1,834	94.7%	1,679	86.7%	57	2.9%	0	0.0%	52	2.7%	0	0.0%	46	2.4%	102	5.3%	46	2.4%	1,890	97.6%		
		304	2,030	2,012	99.1%	1,938	95.5%	23	1.1%	8	0.4%	43	2.1%	0	0.0%	0	0.0%	18	0.9%	0	0.0%	2,030	100.0%		
		305	4,340	4,086	94.1%	4,010	92.4%	29	0.7%	0	0.0%	47	1.1%	0	0.0%	0	0.0%	254	5.9%	0	0.0%	4,340	100.0%		
		306	3,805	3,709	97.5%	3,672	96.5%	31	0.8%	6	0.2%	0	0.0%	0	0.0%	0	0.0%	96	2.5%	45	1.2%	3,760	98.8%		
		307	3,340	3,316	99.3%	3,128	93.7%	166	5.0%	0	0.0%	0	0.0%	0	0.0%	22	0.7%	24	0.7%	56	1.7%	3,284	98.3%		
		308	4,103	3,893	94.9%	3,792	92.4%	58	1.4%	6	0.1%	0	0.0%	0	0.0%	37	0.9%	210	5.1%	114	2.8%	3,989	97.2%		
		309	5,301	5,231	98.7%	5,004	94.4%	34	0.6%	0	0.0%	0	0.0%	0	0.0%	193	3.6%	70	1.3%	239	4.5%	5,062	95.5%		
		310.01	1,487	1,466	98.6%	1,457	98.0%	9	0.6%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	21	1.4%	0	0.0%	1,487	100.0%		
		310.02	6,855	6,550	95.6%	6,030	88.0%	479	7.0%	8	0.1%	0	0.0%	8	0.1%	25	0.4%	305	4.4%	312	4.6%	6,543	95.4%		
		311	7,330	7,330	100.0%	7,278	99.3%	52	0.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	4	0.1%	7,326	99.9%
	312	3,739	3,739	100.0%	3,739	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,739	100.0%	
	313	2,358	2,261	95.9%	2,137	90.6%	103	4.4%	2	0.1%	0	0.0%	6	0.3%	13	0.6%	97	4.1%	19	0.8%	2,339	99.2%			
	Kentucky	Greenup	Greenup	35,555	35,083	98.7%	34,497	97.0%	381	1.1%	8	0.0%	177	0.5%	0	0.0%	51	0.1%	472	1.3%	387	1.1%	35,168	98.9%	
			401	4,517	4,454	98.6																			

White/Non-White Demographics					
Census Tract/Area	Estimated Population	% white (CT/Est Pop)	# white (in CT)	# non white	% non white (CT/Est Pop)
<b>Cabell Co., WV</b>	94,339	90.6%	85,501	8,838	9.4%
1.01	1,658	91.6%	1,518	140	8.4%
1.02	2,179	88.8%	1,935	244	11.2%
2	2,838	96.3%	2,734	104	3.7%
3	2,614	91.6%	2,394	220	8.4%
4	2,340	72.7%	1,702	638	27.3%
5	3,160	78.5%	2,481	679	21.5%
6	1,447	78.2%	1,131	316	21.8%
9	1,432	88.5%	1,268	164	11.5%
10	1,988	92.0%	1,829	159	8.0%
11	1,970	93.0%	1,833	137	7.0%
12	2,804	90.5%	2,539	265	9.5%
13	2,475	86.1%	2,130	345	13.9%
14	2,379	60.5%	1,439	940	39.5%
15	1,410	62.4%	880	530	37.6%
16	1,208	80.6%	974	234	19.4%
18	3,989	76.1%	3,037	952	23.9%
19	2,243	96.8%	2,172	71	3.2%
20	2,895	91.9%	2,661	234	8.1%
21	3,149	96.7%	3,045	104	3.3%
101.02	5,860	96.3%	5,643	217	3.7%
102.01	5,951	92.7%	5,517	434	7.3%
102.02	3,796	89.5%	3,396	400	10.5%
103	2,723	97.7%	2,660	63	2.3%
104	6,400	94.2%	6,029	371	5.8%
105	5,885	99.7%	5,870	15	0.3%
106	4,016	96.9%	3,890	126	3.1%
107	7,215	97.3%	7,019	196	2.7%
108	6,755	97.4%	6,582	173	2.6%
109	1,560	76.5%	1,193	367	23.5%
<b>Wayne Co., WV</b>	40,303	97.6%	39,330	973	2.4%
51	1,915	90.5%	1,734	181	9.5%
52	1,753	98.2%	1,722	31	1.8%
201	2,938	91.0%	2,674	264	9.0%
203	4,501	95.9%	4,316	185	4.1%
204	6,367	98.8%	6,292	75	1.2%
205	4,848	99.8%	4,839	9	0.2%
206	4,708	96.2%	4,531	177	3.8%
207	3,656	99.9%	3,652	4	0.1%
208	3,839	99.5%	3,821	18	0.5%
209	2,554	99.8%	2,549	5	0.2%
210	3,224	99.3%	3,200	24	0.7%
<b>Boyd Co., KY</b>	47,682	94.1%	44,852	2,830	5.9%
302	1,058	93.4%	988	70	6.6%
303	1,936	86.7%	1,679	257	13.3%
304	2,030	95.5%	1,938	92	4.5%
305	4,340	92.4%	4,010	330	7.6%
306	3,805	96.5%	3,672	133	3.5%
307	3,340	93.7%	3,128	212	6.3%
308	4,103	92.4%	3,792	311	7.6%
309	5,301	94.4%	5,004	297	5.6%
310.01	1,487	98.0%	1,457	30	2.0%
310.02	6,855	88.0%	6,030	825	12.0%
311	7,330	99.3%	7,278	52	0.7%
312	3,739	100.0%	3,739	0	0.0%
313	2,358	90.6%	2,137	221	9.4%
<b>Greenup Co., KY</b>	35,555	97.0%	34,497	1,058	3.0%
401	4,517	95.5%	4,312	205	4.5%
402.01	2,626	93.6%	2,457	169	6.4%
402.02	4,204	95.9%	4,032	172	4.1%
403	4,169	97.3%	4,058	111	2.7%
404	5,901	99.8%	5,887	14	0.2%
405.01	3,078	99.1%	3,049	29	0.9%
405.02	4,638	96.3%	4,466	172	3.7%
406	3,149	95.7%	3,013	136	4.3%
407	3,273	98.5%	3,223	50	1.5%
<b>Lawrence Co., OH</b>	60,184	95.5%	57,458	2,726	4.5%
501	2,990	96.3%	2,878	112	3.7%
502	1,977	97.7%	1,931	46	2.3%
503	2,176	87.8%	1,911	265	12.2%
504	3,105	95.3%	2,959	146	4.7%
505	5,903	98.5%	5,816	87	1.5%
506	1,513	97.2%	1,471	42	2.8%
507	3,847	95.5%	3,675	172	4.5%
508	3,791	96.9%	3,672	119	3.1%
509	2,044	94.3%	1,927	117	5.7%
510.01	4,634	89.5%	4,146	488	10.5%
510.02	4,347	97.7%	4,246	101	2.3%
511	6,562	94.7%	6,215	347	5.3%
512	4,982	94.4%	4,701	281	5.6%
513	3,768	97.7%	3,680	88	2.3%
514.01	5,162	95.9%	4,948	214	4.1%
514.02	3,383	97.0%	3,282	101	3.0%

Source: 2015-2019: ACS 5-Year Estimate Data Profiles (DP05)

LANGUAGE SPOKEN AT HOME - POPULATION 5+ YEARS

State	County	Census Tract/Area	Estimated Population	Population 5 Years+	English Only		Language Other Than English				Spanish				Other Indo-European Languages				Asian and Pacific Islander Languages				Other Languages			
					English Only	% English Only	Language Other Than English	% Language Other Than English	Speak English Less Than Very Well	% Speak English Less Than Very Well	Spanish	% Spanish	Speak English Less Than Very Well	% Speak English Less Than Very Well	Other Indo-European Language	% Other Indo-European Language	Speak English Less Than Very Well	% Speak English Less Than Very Well	Asian & Pacific Islander Languages	% Asian & Pacific Islander Languages	Speak English Less Than Very Well	% Speak English Less Than Very Well	Other Languages	% Other Languages	Speak English Less Than Very Well	% Speak English Less Than Very Well
West Virginia	Cabell	Cabell	94,339	89,058	86,829	97.5%	2,229	2.5%	611	0.7%	763	0.9%	230	0.3%	479	0.5%	92	0.1%	812	0.9%	256	0.3%	175	0.2%	33	0.0%
		1.01	1,658	1,584	1,501	95.3%	74	4.7%	59	3.7%	74	4.7%	59	3.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		1.02	2,179	2,010	1,966	97.8%	44	2.2%	0	0.0%	21	1.0%	0	0.0%	5	0.2%	0	0.0%	8	0.4%	4	0.2%	10	0.5%	5	0.2%
		2	2,838	2,600	2,591	99.7%	9	0.3%	9	0.3%	9	0.3%	9	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		3	2,614	2,453	2,315	94.4%	138	5.6%	65	2.6%	0	0.0%	0	0.0%	40	1.6%	0	0.0%	98	4.0%	65	2.6%	0	0.0%	0	0.0%
		4	2,340	2,200	2,140	97.3%	60	2.7%	0	0.0%	0	0.0%	0	0.0%	13	0.6%	0	0.0%	40	1.8%	0	0.0%	7	0.3%	0	0.0%
		5	3,160	3,146	2,930	93.1%	216	6.9%	58	1.8%	27	0.9%	9	0.3%	37	1.2%	7	0.2%	118	3.8%	42	1.3%	34	1.1%	0	0.0%
		6	1,447	1,447	1,233	85.2%	214	14.8%	46	3.2%	79	5.5%	6	0.4%	46	3.2%	15	1.0%	89	6.2%	25	1.7%	0	0.0%	0	0.0%
		9	1,432	1,265	1,248	98.7%	17	1.3%	0	0.0%	13	1.0%	0	0.0%	4	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		10	1,988	1,896	1,824	96.2%	72	3.8%	35	1.8%	72	3.8%	35	1.8%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		11	1,970	1,824	1,809	99.2%	15	0.8%	0	0.0%	0	0.0%	0	0.0%	4	0.2%	0	0.0%	11	0.6%	0	0.0%	0	0.0%	0	0.0%
		12	2,804	2,530	2,489	98.4%	41	1.6%	0	0.0%	26	1.0%	0	0.0%	15	0.6%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		13	2,475	2,336	2,221	95.1%	115	4.9%	19	0.8%	14	0.6%	0	0.0%	65	2.8%	12	0.5%	36	1.5%	7	0.3%	0	0.0%	0	0.0%
		14	2,379	2,309	2,293	99.3%	16	0.7%	0	0.0%	8	0.3%	0	0.0%	0	0.0%	0	0.0%	8	0.3%	0	0.0%	0	0.0%	0	0.0%
		15	1,410	1,381	1,360	98.5%	21	1.5%	0	0.0%	21	1.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		16	1,208	1,101	1,092	99.2%	9	0.8%	4	0.4%	0	0.0%	0	0.0%	4	0.4%	4	0.4%	5	0.5%	0	0.0%	0	0.0%	0	0.0%
		18	3,989	3,635	3,604	99.1%	31	0.9%	0	0.0%	6	0.2%	0	0.0%	0	0.0%	0	0.0%	25	0.7%	0	0.0%	0	0.0%	0	0.0%
		19	2,243	2,046	2,011	98.3%	35	1.7%	10	0.5%	15	0.7%	1	0.0%	9	0.4%	9	0.4%	11	0.5%	0	0.0%	0	0.0%	0	0.0%
		20	2,895	2,702	2,581	95.5%	121	4.5%	17	0.6%	0	0.0%	0	0.0%	56	2.1%	0	0.0%	65	2.4%	17	0.6%	0	0.0%	0	0.0%
		21	3,149	2,958	2,902	98.1%	56	1.9%	11	0.4%	24	0.8%	11	0.4%	0	0.0%	0	0.0%	7	0.2%	0	0.0%	25	0.8%	0	0.0%
	101.02	5,860	5,548	4,575	98.7%	73	1.3%	0	0.0%	23	0.4%	0	0.0%	39	0.7%	0	0.0%	0	0.0%	0	0.0%	11	0.2%	0	0.0%	
	102.01	5,951	5,675	5,419	95.5%	256	4.5%	50	0.9%	0	0.0%	0	0.0%	72	1.3%	0	0.0%	137	2.4%	22	0.4%	47	0.8%	28	0.5%	
	102.02	3,796	3,614	3,512	97.2%	102	2.8%	33	0.9%	35	1.0%	0	0.0%	7	0.2%	7	0.2%	60	1.7%	26	0.7%	0	0.0%	0	0.0%	
	103	2,723	2,559	2,491	97.3%	68	2.7%	14	0.5%	27	1.1%	14	0.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	41	1.6%	0	0.0%	
	104	6,400	6,043	5,901	97.7%	142	2.3%	42	0.7%	61	1.0%	0	0.0%	37	0.6%	26	0.4%	44	0.7%	16	0.3%	0	0.0%	0	0.0%	
	105	5,885	5,488	5,488	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	106	4,016	3,817	3,805	99.7%	12	0.3%	12	0.3%	0	0.0%	0	0.0%	12	0.3%	12	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	107	7,215	7,019	6,997	99.7%	22	0.3%	0	0.0%	0	0.0%	0	0.0%	14	0.2%	0	0.0%	8	0.1%	0	0.0%	0	0.0%	0	0.0%	
	108	6,755	6,375	6,329	99.3%	46	0.7%	0	0.0%	36	0.6%	0	0.0%	0	0.0%	0	0.0%	10	0.2%	0	0.0%	0	0.0%	0	0.0%	
	109	1,560	1,497	1,293	86.4%	204	13.6%	8	7.9%	172	11.5%	86	5.7%	0	0.0%	0	0.0%	32	2.1%	32	2.1%	0	0.0%	0	0.0%	
Wayne	Wayne	40,303	38,228	37,666	98.5%	562	1.5%	185	0.5%	265	0.7%	74	0.2%	179	0.5%	0	0.0%	77	4.3%	72	4.0%	6	0.3%	6	0.3%	
	51	1,915	1,797	1,699	94.5%	98	505.0%	78	4.3%	8	0.4%	0	0.0%	7	0.4%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	52	1,753	1,685	1,650	97.9%	35	2.1%	0	0.0%	16	0.9%	0	0.0%	19	1.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	201	2,938	2,785	2,749	98.7%	36	1.3%	0	0.0%	36	1.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	203	4,501	4,240	4,132	97.5%	108	2.5%	74	1.7%	108	2.5%	74	1.7%	0	0.0%	74	1.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	204	6,367	6,141	6,141	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	205	4,848	4,575	4,555	99.6%	20	0.4%	0	0.0%	0	0.0%	0	0.0%	15	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	206	4,708	4,449	4,292	96.5%	157	3.5%	0	0.0%	0	0.0%	0	0.0%	138	3.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	207	3,656	3,479	3,413	98.1%	66	1.9%	33	0.9%	33	0.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	33	0.9%	33	0.9%	
	208	3,839	3,668	3,666	99.9%	2	0.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	2	0.1%	2	0.1%	
	209	2,554	2,471	2,471	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
210	3,224	2,938	2,898	98.6%	40	1.4%	0	0.0%	40	1.4%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%		



LANGUAGE SPOKEN AT HOME - POPULATION 5+ YEARS

State	County	Census Tract/Area	Estimated Population	Population 5+ Years+	English Only		Language Other Than English				Spanish				Other Indo-European Languages				Asian and Pacific Islander Languages				Other Languages					
					English Only	% English Only	Language Other Than English	% Language Other Than English	Speak English Less Than Very Well	% Speak English Less Than Very Well	Spanish	% Spanish	Speak English Less Than Very Well	% Speak English Less Than Very Well	Other Indo-European Language	% Other Indo-European Language	Speak English Less Than Very Well	% Speak English Less Than Very Well	Asian & Pacific Islander Languages	% Asian & Pacific Islander Languages	Speak English Less Than Very Well	% Speak English Less Than Very Well	Other Languages	% Other Languages	Speak English Less Than Very Well	% Speak English Less Than Very Well		
Kentucky	Boyd	Boyd	47,682	44,910	44,075	98.1%	835	1.9%	320	0.7%	415	0.9%	167	0.4%	226	0.5%	52	0.1%	117	0.3%	83	0.2%	77	0.2%	18	0.0%		
		302	1,058	967	896	92.7%	71	7.3%	8	0.8%	0	0.0%	8	0.8%	71	7.3%	8	0.8%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		303	1,936	1,799	1,704	94.7%	95	5.3%	40	2.2%	46	2.6%	40	2.2%	6	0.3%	6	0.3%	43	2.4%	34	1.9%	0	0.0%	0	0.0%	0	0.0%
		304	2,030	1,911	1,860	97.3%	51	2.7%	36	1.9%	8	0.4%	36	1.9%	0	0.0%	0	0.0%	43	2.3%	36	1.9%	0	0.0%	0	0.0%	0	0.0%
		305	4,340	4,120	4,058	98.5%	62	1.5%	18	0.4%	0	0.0%	18	0.4%	17	0.4%	0	0.0%	0	0.0%	0	0.0%	45	1.1%	18	0.4%	0	0.0%
		306	3,805	3,502	3,463	98.9%	39	1.1%	0	0.0%	37	1.1%	0	0.0%	2	0.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		307	3,340	3,159	3,096	98.0%	63	2.0%	10	0.3%	34	1.1%	10	0.3%	29	0.9%	10	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		308	4,103	3,654	3,605	98.7%	49	1.3%	0	0.0%	22	0.6%	0	0.0%	27	0.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		309	5,301	5,105	4,970	97.4%	135	2.6%	98	1.9%	135	2.6%	98	1.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		310.01	1,487	1,410	1,406	99.7%	4	0.3%	4	0.3%	0	0.0%	4	0.3%	4	0.3%	4	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		310.02	6,855	6,570	6,373	97.0%	197	3.0%	87	1.3%	91	1.4%	87	1.3%	49	0.7%	24	0.4%	31	0.5%	13	0.2%	26	0.4%	0	0.0%	0	0.0%
		311	7,330	7,000	6,966	99.5%	34	0.5%	0	0.0%	17	0.2%	0	0.0%	17	0.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		312	3,739	3,526	3,526	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	313	2,358	2,187	2,152	98.4%	35	1.6%	19	0.9%	25	1.1%	19	0.9%	4	0.2%	0	0.0%	0	0.0%	0	0.0%	6	0.3%	0	0.0%	0	0.0%	
	Greenup	Greenup	35,555	33,658	33,279	98.9%	379	1.1%	15	0.0%	195	0.6%	3	0.0%	104	0.3%	12	0.3%	60	0.2%	0	0.0%	20	0.1%	0	0.0%		
		401	4,517	7,372	4,247	97.1%	125	2.9%	12	0.3%	2	0.0%	12	0.3%	58	1.3%	12	0.0%	45	1.0%	0	0.0%	20	0.5%	0	0.0%	0	0.0%
		402.01	2,626	2,447	2,438	99.6%	9	0.4%	0	0.0%	0	0.0%	0	0.0%	9	0.4%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		402.02	4,204	4,042	4,023	99.5%	19	0.5%	0	0.0%	8	0.2%	0	0.0%	0	0.0%	0	0.0%	11	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		403	4,169	3,973	3,911	98.4%	62	1.6%	0	0.0%	41	1.0%	0	0.0%	21	0.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
404		5,901	5,519	5,501	99.7%	18	0.3%	0	0.0%	14	0.3%	0	0.0%	0	0.0%	0	0.0%	4	0.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
405.01		3,078	2,823	2,823	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
405.02		4,638	4,482	4,433	98.9%	49	1.1%	3	0.1%	49	1.1%	3	0.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
406		3,149	2,862	2,827	98.8%	35	1.2%	0	0.0%	19	0.7%	0	0.0%	16	0.6%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
407	3,273	3,138	3,076	98.0%	62	2.0%	0	0.0%	62	2.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%		
Ohio	Lawrence	Lawrence	60,184	56,736	56,136	98.9%	600	1.1%	161	0.3%	325	0.6%	104	0.2%	244	0.4%	57	0.1%	6	0.2%	0	0.0%	0	0.0%	0	0.0%		
		501	2,990	2,716	2,691	99.1%	25	0.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		502	1,977	1,942	1,927	99.2%	15	0.8%	0	0.0%	0	0.0%	0	0.0%	9	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		503	2,176	2,019	1,932	95.7%	87	4.3%	8	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		504	3,105	2,944	2,931	99.6%	13	0.4%	0	0.0%	0	0.0%	8	0.3%	5	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		505	5,903	5,593	5,593	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		506	1,513	1,365	1,365	100.0%	0	0.0%	0	0.0%	0	0.0%	7	0.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		507	3,847	3,557	3,550	99.8%	7	0.2%	7	0.2%	0	0.0%	0	0.0%	7	0.0%	7	0.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		508	3,791	3,584	3,551	99.1%	33	0.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		509	2,044	1,988	1,988	100.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		510.01	4,634	4,375	4,348	99.4%	27	0.6%	0	0.0%	9	0.2%	9	0.2%	0	0.0%	0	0.0%	12	0.3%	0	0.0%	6	0.1%	0	0.0%	0	0.0%
		510.02	4,347	3,959	3,910	98.8%	49	1.2%	0	0.0%	49	1.2%	49	1.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		511	6,562	6,144	6,045	98.4%	99	1.6%	0	0.0%	12	0.2%	12	0.2%	11	0.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		512	4,982	4,809	4,793	99.7%	16	0.3%	0	0.0%	0	0.0%	0	0.0%	16	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		513	3,768	3,599	3,590	99.7%	9	0.3%	0	0.0%	9	0.3%	9	0.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
514.01	5,162	4,871	4,747	97.5%	124	1.4%	0	0.0%	67	1.4%	17	0.3%	107	2.2%	50	1.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%		
514.02	3,383	3,271	3,175	97.1%	96	0.0%	0	0.0%	0	0.0%	0	0.0%	89	2.7%	0	0.0%	5	0.2%	0	0.0%	2	0.1%	0	0.0%	0	0.0%		

Source: 2019 ACS 5-Year (DP02)

AGE BY COUNTY AND CENSUS TRACT

State	County	Census Tract/Area	Est. Population	Male	% Male	Female	% Female	Median Age (years)	Age 5 and under	% Age 5 and under	Age 18+	% Age 18+	Age 65+	% 65+	Census Tract/Area
West Virginia	Cabell	Cabell	94,339	46,172	48.9%	48,167	51.1%	38.8	5,281	5.6%	75,652	80.2%	17,200	18.2%	Cabell
		1.01	1,658	721	43.5%	937	56.5%	33.9	74	4.5%	1,355	81.7%	300	18.1%	1.01
		1.02	2,179	1,115	51.2%	1,064	48.8%	36.8	169	7.8%	1,749	80.3%	422	19.4%	1.02
		2	2,838	1,425	50.2%	1,413	49.8%	48.5	238	8.4%	2,379	83.8%	661	23.3%	2
		3	2,614	1,377	52.7%	1,237	47.3%	35.4	161	6.2%	2,074	79.3%	393	15.0%	3
		4	2,340	1,193	51.0%	1,147	49.0%	22.4	140	6.0%	1,913	81.8%	149	6.4%	4
		5	3,160	1,150	36.4%	2,010	63.6%	20.4	14	0.4%	3,138	99.3%	29	0.9%	5
		6	1,447	835	57.7%	612	42.3%	24.8	0	0.0%	1,430	98.8%	258	17.8%	6
		9	1,432	719	50.2%	713	49.8%	32.7	167	11.7%	1,018	71.1%	161	11.2%	9
		10	1,988	891	44.8%	1,097	55.2%	46.9	92	4.6%	1,637	82.3%	331	16.6%	10
		11	1,970	882	44.8%	1,088	55.2%	43.9	146	7.4%	1,619	82.2%	452	22.9%	11
		12	2,804	1,364	48.6%	1,440	51.4%	39.5	274	9.8%	2,222	79.2%	182	17.2%	12
		13	2,475	1,419	57.3%	1,056	42.7%	35.4	139	5.6%	2,086	84.3%	360	14.5%	13
		14	2,379	1,212	50.9%	1,167	49.1%	37.5	70	2.9%	1,966	82.6%	333	14.0%	14
		15	1,410	776	55.0%	634	45.0%	49.2	19	2.1%	1,229	87.2%	381	27.0%	15
		16	1,208	737	61.0%	471	39.0%	32.3	107	8.9%	937	77.6%	140	11.6%	16
		18	3,989	1,846	46.3%	2,143	53.7%	33.9	354	8.9%	2,773	69.5%	377	9.5%	18
		19	2,243	1,111	49.5%	1,132	50.5%	42.5	197	8.8%	1,746	77.8%	481	21.4%	19
		20	2,895	1,309	45.2%	1,586	54.8%	43.9	193	6.7%	2,395	82.7%	670	23.1%	20
		21	3,149	1,285	40.8%	1,864	59.2%	43.9	191	6.1%	2,392	76.0%	848	26.9%	21
		101.02	5,860	2,940	50.2%	2,920	49.8%	39.4	312	5.3%	4,690	80.0%	1,191	20.3%	101.02
	102.01	5,951	2,901	48.7%	3,050	51.3%	38.4	276	4.6%	4,627	77.8%	1,152	19.4%	102.01	
	102.02	3,796	1,626	42.8%	2,170	57.2%	46.3	182	4.8%	3,138	82.7%	900	23.7%	102.02	
	103	2,723	1,213	44.5%	1,510	55.5%	48.3	164	6.0%	2,189	80.4%	596	21.9%	103	
	104	6,400	3,406	53.2%	2,994	46.8%	37.3	357	5.6%	5,087	79.5%	1,098	17.2%	104	
	105	5,885	3,155	53.6%	2,730	46.4%	43.4	397	6.7%	4,590	78.0%	1,034	17.6%	105	
	106	4,016	1,809	45.0%	2,207	55.0%	43.5	199	5.0%	3,243	80.8%	862	21.5%	106	
	107	7,215	3,626	50.3%	3,589	49.7%	42.0	196	2.7%	5,520	76.5%	1,477	20.5%	107	
	108	6,755	3,384	50.1%	3,371	49.9%	41.4	380	5.6%	5,159	76.4%	1,479	21.9%	108	
	109	1,560	745	47.8%	815	52.2%	41.2	63	4.0%	1,351	86.6%	183	11.7%	109	
	Wayne	Wayne	40,303	19,608	48.7%	20,695	51.3%	44.1	2,075	5.1%	31,883	79.1%	8,211	20.4%	Wayne
		51	1,915	940	49.1%	975	50.9%	44.4	118	6.2%	1,537	80.3%	359	18.7%	51
		52	1,753	830	47.3%	923	52.7%	38.1	68	3.9%	1,403	80.0%	321	18.3%	52
201		2,938	1,279	43.5%	1,659	56.5%	38.9	153	5.2%	2,234	76.0%	662	22.5%	201	
203		4,501	2,145	47.7%	2,356	52.3%	49.9	261	5.8%	3,896	86.6%	1,068	23.7%	203	
204		6,367	3,203	50.3%	3,164	49.7%	44.4	226	3.5%	5,146	80.8%	1,255	19.7%	204	
205		4,848	2,208	45.5%	2,640	54.4%	43.3	273	5.6%	3,654	75.4%	858	17.7%	205	
206		4,708	2,264	48.1%	2,444	51.9%	39.3	259	5.5%	3,490	74.1%	936	19.9%	206	
207		3,656	1,916	52.4%	1,740	47.6%	45.5	177	4.8%	2,848	77.9%	835	22.8%	207	
208		3,839	1,775	46.2%	2,064	53.8%	43.2	171	4.5%	3,030	78.9%	573	14.9%	208	
209		2,554	1,357	53.1%	1,197	46.9%	51.3	83	3.2%	2,012	78.8%	737	28.9%	209	
210	3,224	1,691	52.5%	1,533	47.5%	46.2	286	8.9%	2,633	81.7%	607	18.8%	210		
Kentucky	Boyd	Boyd	47,682	23,854	50.0%	23,828	50.0%	42.3	2,772	5.8%	37,522	78.7%	9,014	18.9%	Boyd
		302	1,058	563	53.2%	495	46.8%	39.7	91	8.6%	863	81.6%	208	19.6%	302
		303	1,936	814	42.0%	1,122	58.0%	37.0	137	7.1%	1,468	75.8%	378	19.5%	303
		304	2,030	890	43.8%	1,140	56.2%	37.2	119	5.9%	1,442	71.0%	213	10.5%	304
		305	4,340	2,129	49.1%	2,211	50.9%	42.7	220	5.1%	3,438	79.2%	859	19.8%	305
		306	3,805	1,772	46.6%	2,033	53.4%	44.9	303	8.0%	2,929	76.9%	828	21.8%	306
		307	3,340	1,631	48.8%	1,709	51.2%	42.3	181	5.4%	2,704	81.0%	695	20.8%	307
		308	4,103	1,938	47.2%	2,165	52.8%	32.1	449	10.9%	2,882	70.2%	602	14.7%	308
		309	5,301	2,840	53.6%	2,461	46.4%	46.7	196	3.7%	4,228	79.8%	1,142	21.5%	309
		310.01	1,487	834	56.1%	653	43.9%	41.1	77	5.2%	1,217	81.8%	298	20.0%	310.01
		310.02	6,855	3,848	56.1%	3,007	43.9%	41.6	285	4.2%	5,454	79.6%	1,148	16.7%	310.02
		311	7,330	3,504	47.8%	3,826	52.2%	49.2	330	4.5%	6,019	82.1%	1,377	18.8%	311
		312	3,739	1,846	49.4%	1,893	50.6%	41.3	213	5.7%	2,921	78.1%	726	19.4%	312
	313	2,358	1,245	52.8%	1,113	47.2%	43.6	171	7.3%	1,957	83.0%	540	22.9%	313	
	Greenup	Greenup	35,555	17,392	48.9%	18,163	51.1%	43.4	1,897	5.3%	27,917	78.5%	7,213	20.3%	Greenup
		401	4,517	2,214	49.0%	2	51.0%	47.3	145	3.2%	3,579	79.2%	1,078	23.9%	401
		402.01	2,626	1,260	48.0%	1,366	52.0%	40.6	179	6.8%	2,093	79.7%	557	21.2%	402.01
		402.02	4,204	2,076	49.4%	2,128	50.6%	42.3	162	3.9%	3,372	80.2%	724	17.2%	402.02
		403	4,169	1,940	46.5%	2,229	53.5%	45.1	196	4.7%	3,365	80.7%	889	21.3%	403
		404	5,901	3,005	50.9%	2,896	49.1%	41.6	382	6.5%	4,502	76.3%	1,121	19.0%	404
405.01		3,078	1,424	46.3%	1,654	53.7%	40.8	255	8.3%	2,289	74.4%	586	19.0%	405.01	
405.02		4,638	2,299	49.6%	2,339	50.4%	46.9	156	3.4%	3,707	79.9%	902	19.4%	405.02	
406	3,149	1,573	50.0%	1,576	50.0%	42.0	287	9.1%	2,463	78.2%	763	24.2%	406		
407	3,273	1,601	4890.0%	1,672	51.1%	43.2	135	4.1%	2,547	77.8%	593	18.1%	407		
Ohio	Lawrence	Lawrence	60,184	29,384	48.8%	30,800	51.2%	41.8	3,448	5.7%	46,962	78.0%	11,076	18.4%	Lawrence
		501	2,990	1,344	44.9%	1,646	55.1%	44.8	274	9.2%	2,346	78.5%	608	20.3%	501
		502	1,977	947	47.9%	1,030	52.1%	51.7	35	1.8%	1,719	86.9%	411	20.8%	502
		503	2,176	1,024	47.1%	1,152	52.9%	36.7	157	7.2%	1,547	71.1%	339	15.6%	503
		504	3,105	1,599	51.5%	1,506	48.5%	45.8	161	5.2%	2,478	79.8%	715	23.0%	504
		505	5,903	2,713	46.0%	3,190	54.0%	42.9	310	5.3%	4,524	76.6%	1,204	20.4%	505
		506	1,513	775	51.2%	738	48.8%	45.0	148	9.8%	1,216	80.4%	254	16.8%	506
		507	3,847	1,999	52.0%	1,848	48.0%	35.2	290	7.5%	2,856	74.2%	561	14.6%	507
		508	3,791	2,007	52.9%	1,784	47.1%	39.5	207	5.5%	2,896	76.4%	658	17.4%	508
		509	2,044	1,054	51.6%	990	48.4%	45.7	56	2.7%	1,694	82.9%	359	17.6%	509
		510.01	4,634	2,296	49.5%	2,338	50.5%	37.6	259	5.6%	3,530	76.2%	727	15.7%	510.01
		510.02	4,347	2,329	53.6%	2,018	46.4%	38.2	388	8.9%	3,120	71.8%	587	13.5%	510.02
		511	6,562	3,195	48.7%	3,367	51.3%	42.8	418	6.4%	5,211	79.4%	1,324	20.1%	511
		512	4,982	2,541	51.0%	2,441	49.0%	41.9	173	3.5%	4,005	80.4%	831	16.7%	512
		513	3,768	1,709	45.4%	2,059	54.6%	43.5	169	4.5%	3,025	80.3%	721	19.1%	513
		514.01	5,162	2,212	42.9%	2,950	57.1%	47.0	291	5.6%	4,134	80.1%	1,223	23.7%	514.01
		514.02	3,383	1,640	48.5%	1,743	51.5%</								



**EDUCATION AND DISABILITY BY CENSUS TRACT**

State	County	Census Tract/Area	Estimated Population	Estimated Population 25 Years+	% HS Graduate or Higher	% Bachelor's Degree or Higher	Civilian Noninstitutionalized Population											
							Civilian Noninst. Population (Est)	Civilian Noninst Population With a Disability	% With A Disability	Under Age 18	Under Age 18 With a Disability	% Under Age 18 With a Disability	Age 18-64	Age 18-64 with Disability	% Age 18-64 With a Disability	Age 65+	Age 65+ With a Disability	% Age 65+ With a Disability
West Virginia	Cabell	Cabell	94,339	62,993	88.0%	26.0%	92,831	17,108	18.4%	18,591	755	4.1%	57,496	9,398	16.3%	16,744	6,955	41.5%
		1.01	1,658	1,064	86.5%	8.6%	1,658	354	21.4%	303	13	4.3%	1,055	217	20.6%	300	124	41.3%
		1.02	2,179	1,484	92.0%	30.1%	2,179	420	19.3%	430	33	7.7%	1,327	226	17.0%	422	161	38.2%
		2	2,838	2,122	72.6%	5.5%	2,838	975	34.4%	459	27	5.9%	1,718	575	33.5%	661	373	56.4%
		3	2,614	1,753	87.6%	25.5%	2,571	483	18.8%	539	29	5.4%	1,675	268	16.0%	357	186	52.1%
		4	2,340	848	87.5%	13.2%	2,340	265	11.3%	427	12	2.8%	1,764	218	12.4%	149	35	23.5%
		5	3,160	427	97.2%	32.3%	3,160	335	10.6%	22	0	0.0%	3,109	214	10.1%	29	21	72.4%
		6	1,447	702	72.8%	17.1%	1,192	169	14.2%	17	0	0.0%	1,071	100	9.3%	104	69	66.3%
		9	1,432	897	82.3%	19.7%	1,405	336	23.9%	387	28	702.0%	857	220	25.7%	161	88	54.7%
		10	1,988	1,406	73.3%	11.2%	1,988	590	29.7%	351	17	4.8%	1,306	372	28.5%	331	201	60.7%
		11	1,970	1,477	78.9%	15.4%	1,883	475	25.2%	351	0	0.0%	1,148	213	18.6%	384	262	68.2%
		12	2,804	2,012	89.0%	38.8%	2,804	393	14.0%	582	0	0.0%	1,740	247	14.2%	482	146	30.3%
		13	2,475	1,669	98.0%	53.0%	2,475	362	14.6%	389	39	10.0%	1,726	241	14.0%	360	82	22.8%
		14	2,379	1,620	95.4%	33.0%	2,379	474	19.9%	413	0	0.0%	1,633	316	19.4%	333	158	47.7%
		15	1,410	1,154	85.3%	21.4%	1,215	306	25.2%	181	23	12.7%	800	198	24.8%	234	85	36.3%
		16	1,208	751	78.6%	7.3%	1,108	428	38.6%	271	21	7.7%	697	297	42.6%	140	110	78.6%
		18	3,989	2,378	84.9%	13.2%	3,989	881	22.1%	1,216	55	4.5%	2,396	602	25.1%	377	224	59.4%
		19	2,243	1,615	97.8%	44.7%	2,236	280	12.5%	497	31	6.2%	1,258	107	8.5%	481	142	29.5%
		20	2,895	2,221	95.6%	53.5%	2,885	196	6.8%	500	0	0.0%	1,715	112	6.5%	670	84	12.5%
		21	3,149	2,100	93.6%	43.9%	3,124	455	14.6%	757	15	2.0%	1,523	196	12.9%	844	244	28.9%
		101.02	5,860	4,043	86.9%	25.4%	5,860	1,067	18.2%	1,170	23	2.0%	3,499	485	13.9%	1,191	559	46.9%
	102.01	5,951	4,007	97.2%	38.5%	5,908	758	12.8%	1,324	54	4.1%	3,449	333	9.7%	1,135	371	32.7%	
	102.02	3,796	2,858	93.8%	40.5%	3,796	716	18.9%	658	50	7.6%	2,238	345	15.4%	900	321	35.7%	
	103	2,723	2,030	90.4%	30.1%	2,723	574	21.1%	534	66	12.4%	1,593	215	13.5%	596	293	49.2%	
	104	6,400	4,451	88.4%	24.0%	5,754	1,016	17.7%	1,295	8	0.6%	3,391	504	14.9%	1,068	504	47.2%	
	105	5,885	4,095	89.3%	17.0%	5,885	992	16.9%	1,295	62	4.8%	3,556	536	15.1%	1,034	394	38.1%	
	106	4,016	2,903	83.9%	14.1%	4,016	862	21.5%	773	27	3.5%	2,381	351	14.7%	862	484	56.1%	
	107	7,215	5,104	85.3%	19.5%	7,165	1,413	19.7%	1,645	65	4.0%	4,043	791	19.6%	1,477	557	37.7%	
	108	6,755	4,701	87.4%	22.1%	6,735	1,056	15.7%	1,596	45	2.8%	3,660	416	11.4%	1,479	595	40.2%	
	109	1,560	1,101	77.1%	15.8%	1,560	477	30.6%	209	12	5.7%	1,168	383	32.8%	183	82	44.8%	
	Wayne	Wayne	40,303	28,880	79.7%	15.1%	40,159	10,045	25.0%	8,388	748	8.9%	23,644	5,555	23.5%	8,217	3,742	46.0%
		51	1,915	1,408	92.6%	24.1%	1,915	441	23.0%	378	28	7.4%	1,178	270	22.9%	359	143	39.8%
		52	1,753	1,228	83.5%	19.3%	1,753	387	22.1%	350	13	3.7%	1,082	221	20.4%	321	153	47.7%
201		2,938	2,087	77.6%	23.1%	2,938	601	20.5%	704	77	10.9%	1,572	228	14.5%	662	296	44.7%	
203		4,501	3,440	85.8%	13.3%	4,485	1,125	25.1%	589	46	7.8%	2,828	658	23.3%	1,068	421	39.4%	
204		6,367	4,663	78.6%	18.7%	6,316	1,535	24.3%	1,221	131	10.7%	3,871	810	20.9%	1,224	594	48.5%	
205		4,848	3,313	80.6%	15.4%	4,787	1,066	22.3%	1,194	70	5.9%	2,788	568	20.4%	805	428	53.2%	
206		4,708	3,111	89.5%	23.2%	4,708	902	19.2%	1,218	64	5.3%	2,554	465	18.2%	936	373	39.9%	
207		3,656	2,579	88.5%	14.3%	3,640	855	23.5%	792	55	6.9%	2,013	476	23.6%	835	324	38.8%	
208		3,839	2,791	71.0%	5.7%	3,839	1,091	28.4%	809	137	16.9%	2,457	737	30.0%	573	217	37.9%	
209		2,554	1,782	63.2%	5.5%	2,554	927	36.3%	542	62	11.4%	1,275	443	34.7%	737	422	57.3%	
210		3,224	2,478	65.0%	4.4%	3,224	1,115	34.6%	591	65	11.0%	2,026	679	33.5%	607	371	61.1%	
Kentucky	Boyd	Boyd	47,682	34,109	88.2%	19.4%	45,933	10,766	23.4%	10,072	910	9.0%	27,247	6,187	22.7%	8,614	3,669	42.6%
		302	1,058	746	76.0%	26.5%	1,058	395	37.3%	195	49	25.1%	655	240	36.6%	208	106	51.0%
		303	1,936	1,335	80.1%	16.6%	1,900	513	27.0%	468	56	12.0%	1,090	322	29.5%	342	135	39.5%
		304	2,030	1,311	88.5%	15.3%	2,030	388	19.1%	588	34	5.8%	1,229	226	18.4%	213	128	60.1%
		305	4,340	3,053	89.5%	25.7%	4,340	996	22.9%	902	89	9.9%	2,579	511	19.8%	859	396	46.1%
		306	3,805	2,744	96.5%	34.1%	3,805	768	20.2%	876	40	4.6%	2,101	398	18.9%	828	330	39.9%
		307	3,340	2,293	88.0%	26.4%	3,223	716	22.2%	636	51	8.0%	2,009	456	22.7%	578	209	36.2%
		308	4,103	2,607	85.8%	16.4%	4,075	1,266	31.1%	1,198	231	19.3%	2,277	760	33.4%	600	275	45.8%
		309	5,301	4,054	89.2%	15.4%	5,152	1,357	26.3%	1,073	98	9.1%	3,072	895	29.1%	1,007	364	36.1%
		310.01	1,487	1,121	85.8%	16.9%	1,423	389	27.3%	270	26	9.6%	909	206	22.7%	244	157	64.3%
		310.02	6,855	5,013	92.1%	16.7%	5,782	1,246	21.5%	1,401	136	9.7%	3,282	676	20.6%	1,099	434	39.5%
		311	7,330	5,560	87.6%	17.2%	7,261	1,533	21.1%	1,246	22	1.8%	4,638	942	20.3%	1,377	569	41.3%
		312	3,739	2,536	86.6%	18.8%	3,739	645	17.3%	818	33	4.0%	2,195	296	13.5%	726	316	43.5%
	313	2,358	1,736	80.3%	9.0%	2,145	554	25.8%	401	45	11.2%	1,211	259	21.4%	533	250	46.9%	
	Greenup	Greenup	35,555	25,337	88.2%	19.4%	35,132	7,203	20.5%	8,638	453	5.9%	20,535	3,817	18.6%	6,859	2,933	42.1%
		401	4,517	3,233	94.4%	37.6%	4,517	21	16.4%	938	46	4.9%	2,501	366	14.6%	1,078	352	32.7%
		402.01	2,626	1,903	85.5%	10.9%	2,525	556	22.0%	533	80	15.0%	1,516	247	16.3%	476	229	48.1%
		402.02	4,204	3,145	93.3%	16.5%	4,179	861	20.6%	832	25	3.0%	2,648	457	17.3%	699	379	54.2%
		403	4,169	3,036	90.7%	17.3%	4,169	880	21.1%	804	30	3.7%	2,476	424	17.1%	889	426	47.9%
		404	5,901	4,159	90.7%	16.0%	5,782	1,203	20.8%	1,399	49	3.5%	3,360	579	17.2%	1,023	575	56.2%
405.01		3,078	2,155	93.6%	14.3%	3,078	628	20.4%	789	114	14.4%	1,703	363	21.3%	586	151	25.8%	
405.02		4,638	3,351	89.3%	11.4%	4,523	1,031	22.8%	931	52	5.6%	2,690	625	23.2%	902	351	39.2%	
406	3,149	2,056	75.6%	11.4%	3,086	659	21.4%	686	43	6.3%	1,687	326	19.3%	713	290	40.7%		
407	3,273	2,299	80.1%	12.3%	3,273	621	19.0%	726	14	1.9%	1,954	430	22.0%	593	177	29.8%		
Ohio	Lawrence	Lawrence	60,184	25,337	88.2%	19.4%	35,132	7,203	20.5%	7,638	453	5.9%	20,535	3,817	18.6%	6,959	2,933	42.1%
		501	2,990	2,170	81.0%	13.6%	2,765	654	23.7%	644	35	5.4%	1,701	356	20.9%	420	263	62.6%
		502	1,977	1,630	92.3%	11.3%	1,977	529	26.8%									

# **Appendix E**

**Title VI Assurances  
and  
Appendices A-E**

**PLACE ON LETTERHEAD**

**The United States Department of Transportation (USDOT)  
Standard Title VI/Non-Discrimination Assurances  
DOT Order No. 1050.2A**

The KYOVA Interstate Planning Commission (herein referred to as the “Recipient”), hereby agrees that, as a condition to receiving any Federal financial assistance from the United States Department of Transportation (DOT) is subject to and will comply with the following:

**Statutory/Regulatory Authorities**

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, or national origin);
- 49 C.F.R. Part 21 (entitled *Nondiscrimination In Federally-Assisted Programs of the Department Of Transportation-effectuation of Title VI of the Civil Rights Act of 1964*);
- 28 C.F.R. Section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

The preceding statutory and regulatory cites hereinafter are referred to as the “Acts” and “Regulations,” respectively.

**General Assurances**

In accordance with the Acts, and the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure that:

*“No persons in the United States shall, on the grounds of race, color, or national origin, 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 DOT, including the FHWA.*

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Non-discrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973) by restoring the broad, institutional-wide scope and coverage of these non-discrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally assisted.

**Specific Assurances**

More specifically, and without limiting the above general Assurance, the Recipient agrees with and gives the following Assurances with respect to its Federally assisted Federal Highway Program:

1. The Recipient agrees that each “activity,” “facility”, or “program,” as defined in §§21.23 (b) and 21.23 (e) of 49 C.F.R. § 21 will be (with regard to an “activity”) facilitated, or will be (with regard to a “facility”) operated, or will be (with regard to a “program”) conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations.
2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all Federal Highway Programs and, in all proposals for negotiated agreements regardless of funding source:

*“The \_\_\_\_\_ in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.”*

3. The Recipient will insert the clause of Appendix A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations.
4. The Recipient will insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient that where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith.

5. 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 will extend to rights to space on, over, or under such property.
6. That the Recipient will include the clauses set forth in Appendix C and Appendix D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
  - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
  - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
7. 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.
8. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors, in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Acts, the Regulations, and this Assurance.
9. The Recipient agrees that the United States has a right to seek judicial enforcement with respect to any matter arising under the Acts, the Regulations, and this Assurance

By signing this ASSURANCE, KYOVA Interstate Planning Commission also agrees to comply (and require any sub-recipients, sub-grantees, contractors, successors, transferees, and/or assignees to comply) with all applicable provisions governing the FHWA access to records, accounts, documents, information, facilities, and staff. You also recognize that you must comply with any program or compliance reviews, and/or complaint investigations conducted by the FHWA. You must keep records, reports, and submit the material for review upon request to FHWA, or its designee in a timely, complete, and accurate way. Additionally, you must comply with all other reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

KYOVA Interstate Planning Commission gives this ASSURANCE in consideration of and for obtaining any Federal grants, loans, contracts, agreements, property, and/or discounts, or other Federal-aid and Federal financial assistance extended after the date hereof to the recipients by the U.S. Department of Transportation under the Federal Highway Program. This ASSURANCE is binding on KYOVA, other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors, transferees, successors in interest, and any other participations in the Federal Highway Program. The person(s) signing below is authorized to sign this ASSURANCE on behalf of the Recipient.

**KYOVA Interstate Planning Commission**  
*(Name of Recipient)*

by \_\_\_\_\_  
*(Signature of Authorized Official)*

\_\_\_\_\_  
 Date

**TITLE VI ASSURANCE  
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 (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, Federal Highway Administration, as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Non-discrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds, of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases or equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the contract covers any activity, project, or program set forth in Appendix B or 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurement 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 will be notified by the contractor of the contractor's obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds or race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts and the Regulations, and directives issued pursuant thereto and will permit access to its books, records, accounts, and other sources of information, and its facilities as may be determined by the Recipient or the Federal Highway Administration to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the Federal Highway Administration, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor's noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to:
  - a. Withholding payments to the contractor under the contract until the contractor complies; and/or
  - b. Cancelling, terminating, or suspending a contract, in whole or in part.
6. **Incorporation of Provisions:** The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials, and leases or equipment, unless exempt by the Acts and the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any subcontract or procurement as the Recipient or the Federal Highway Administration may direct as a means of enforcing such provision including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interest of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interest of the United States.

**TITLE VI ASSURANCE  
APPENDIX B**

**CLAUSES FOR DEEDS TRANSFERRING UNITED STATES PROPERTY**

The following will be included in deeds effecting or recording the transfer of real property, structure, or improvements thereon, or granting interested therein from the United States pursuant to the provisions of Assurance 4:

**NOW, THEREFORE**, the Department of Transportation as authorized by law and upon the condition that the (Title of Recipient) will accept title to the lands and maintain the project constructed thereon in accordance with laws of the states of Kentucky, West Virginia, and Ohio, the Regulations for the Administration of Federal Highway Program, and the policies and procedures prescribed by the Federal Highway Administration of the U.S. Department of Transportation in accordance and in compliance with all requirements imposed by Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252 U.S.C. §2000d to 2000d-4), does hereby remise, release, quitclaim and convey unto the (Title of Recipient) all the right, title and interest of the U.S. 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 interest therein unto (Title of Recipient) 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 will be binding on the (Title of Recipient), its successors and assigns.

The (Title of Recipient), 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 will on the grounds of race, color, or national origin 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 the (Title of Recipient) will 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, U.S. Department of Transportation, subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations and Acts may be amended [, and (3) that in the event of breach of any of the above-mentioned non-discrimination conditions, the Department will have a right to enter or re-enter said lands and facilities on said land, and that above described land and facilities will thereon revert to and vest in and become the absolute property of the U.S. Department of Transportation 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 make clear the purpose of Title VI.)*



**TITLE VI ASSURANCE  
APPENDIX C**

**CLAUSES FOR TRANSFER OF REAL PROPERTY ACQUIRED OR IMPROVED UNDER  
THE ACTIVITY, FACILITY, OR PROGRAM**

The following clauses will be included in deeds, licenses, leases, permits, or similar instruments entered into by the KYOVA Interstate Planning Commission pursuant to the provisions of Assurance 7(a):

- A. The (grantee, lessee, permittee, etc., as appropriate) for himself/herself, his/her 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 covenant running with the land"] that:
  - 1. In the even facilities are constructed, maintained, or otherwise operated on the property described in this (deed, license, lease, permit, etc.) for any purpose for which a U.S. Department of Transportation activity, facility, or program is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee, lessee, permittee, etc.) will maintain and operate such facilities and services in compliance with all requirements imposed by the Acts and Regulations (as may be amended) such that no person on the grounds of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities.
- B. With respect to licenses, leases, permits, etc., in the event of breach of any of the above Non-discrimination covenants, KYOVA Interstate Planning Commission will have the right to terminate the (lease, license, permit, etc.,) and to enter, re-enter, and repossess said lands and facilities thereon, and hold the same as if the (lease, license, permit, etc.) had never been made or issued.\*
- C. With respect to a deed, in the event of breach of any of the above Non-discrimination covenants, the KYOVA Interstate Planning Commission will have the right to enter or re-enter the lands and facilities thereon, and the above described lands and facilities will there upon revert to and vest in and become the absolute property of the KYOVA Interstate Planning Commission and its assigns.\*

*(\*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)*

**TITLE VI ASSURANCE  
APPENDIX D**

**CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED  
UNDER THE ACTIVITY, FACILITY, OR PROGRAM**

The following clauses will be included in deeds, licenses, leases, permits, or similar instruments entered into by the KYOVA Interstate Planning Commission pursuant to the provisions of Assurance 7(b):

- A. The (grantee, lessee, permittee, etc., as appropriate) for himself/herself, his/her 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 covenant running with the land"] that: (1) no person on the ground of race, color, or national origin, will be excluded from participation in , denied the benefits of, or be 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, will be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the (grantee, licensee, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.) in the event of breach of any of the above Non-discrimination covenants, KYOVA Interstate Planning Commission will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.\*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, KYOVA Interstate Planning Commission will there upon revert to and vest in and become the absolute property of KYOVA Interstate Planning Commission and its assigns.\*

*(\*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)*

## TITLE VI ASSURANCE APPENDIX E

During the performance of this contract, the contractor, for itself, its assignees, and successors, in interest (hereinafter referred to as the “contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, or national origin); and 49 CFR Part 21;
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. §4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal-aid programs and projects);
- Federal-aid Highway Act of 1973, (223 U.S.C. § 324 *et seq.*), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 *et seq.*) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 *et seq.*), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 U.S.C. § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of terms “programs or activities” to include all the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the American with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131—12189) as implemented by Department of Transportation regulations at 49 C.F.R. Parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of Limited English Proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. § 1681 *et seq.*).

# **Appendix F**

## **Definitions**

## **Definitions**

### **Affirmative Action**

A good faith effort to eliminate past and present discrimination in all federally assisted programs and to ensure future nondiscriminatory practices.

### **African American (Black)**

A person having origins in any of the black racial groups of Africa.

### **American Indian or Alaska Native**

A person having origins in any of the original peoples of North and South American (including Central America) who maintains cultural identification through tribal affiliation or community attachment.

### **Applicant**

An eligible public entity or organization that submits an application for financial assistance under a program administered on behalf of the State.

### **Area Development Districts (ADD)**

Focus on developing and sustaining the fundamental building blocks for state, regions, and local communities in rapidly changing global marketplace. Including but not limited to traditional emphasis on strategic planning and project funding for clean and safe drinking water systems, health care facilities, affordable housing, small business development and transportation improvements.

### **Asian**

A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian Subcontinent, including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand and Vietnam.

### **Assurance**

A written “policy statement” or “contractual agreement” signed by the agency head in which a recipient agrees to administer federally assisted programs in accordance with civil rights laws and regulations.

### **Beneficiary**

Any person or group of people (other than states) entitled to receive benefits, directly or indirectly, from any federally assisted program (i.e. relocated persons, impacted citizens, communities, etc).

### **Complaint**

A verbal or written allegation of discrimination that indicates that a federally assisted program operated in such a manner that it results in disparity of treatment to persons or groups of persons because of race, color, national origin, religion, and sex.

### **Compliance**

A satisfactory condition wherein an applicant, recipient, or subrecipient has effectively implemented all the Title VI requirements or can demonstrate that every good-faith effort toward achieving this end has been made.

**Contract**

A mutually binding legal relationship or any modification thereof obligating the seller to furnish supplies or services, including construction, and obligating the buyer to pay for them. Throughout this document, a lease is considered a contract.

**Contractor**

Any person, corporation, [partnership, organization, or incorporated association that participates, through a contract or subcontract, in any program or activity covered by this plan including lessees.

**Discrimination**

Involves any act or inaction, whether intentional or unintentional in any program or activity of a federal aid recipient, sub recipient, or contractor, which results in disparate treatment, disparate impact, or perpetuating the effects of prior discrimination based on race, color, sex, national origin, age, disability or in the case of disability, failing to make a reasonable accommodation.

**Division**

One of the administrative subdivisions of an office of the Kentucky Transportation Cabinet. The term *district* considered equivalent to *division*, as an administrative subdivision of an office of the KYTC.

**Executive Director**

The Executive Director is the individual responsible for the overall daily operation and responsibilities of the KYOVA Interstate Planning Commission. The Executive Director reports directly to the KYOVA Policy Board.

**Federal Assistance**

- Grants and loans of federal funds
- The grant or donation of federal property and interests in property
- The detail of federal personnel
- The sale and lease of, and the permission to use (on other than a casual or transient basis), federal property or any interest in such property without consideration or with nominal consideration, or with consideration which is reduced for the purpose of assisting the recipient, or in recognition of the public interest to be served by such sale or lease to the recipient
- Any federal agreement, arrangement, or other contract that has, as one of its purposes, the provision of assistance

**Federal Highway Administration (FHWA)**

Agency within the U.S. Department of Transportation that supports State and local governments in the design, construction and maintenance of the Nation's highway system (Federal Aid Highway Program) and various federally and tribal owned lands (Federal Loans Highway Program)

**Grantee**

Any public or private agency, institution or organization to whom federal financial assistance intended for any program.

**Hispanic or Latino**

A person of Cuban, Mexican, Puerto Rican, South or Central American or other Spanish culture or origin, regardless of race.

**Interpretation**

The process of listening to something in one language and orally interpreting it in another. The mix of LEP services under the Oral Languages Services is as follows:

- Hiring bilingual staff
- Hiring staff interpreters
- Using telephone interpreter lines
- Using community volunteers
- Use of family members, friends, and other customers/passengers as interpreters.

**Kentucky Transportation Cabinet (KYTC)**

The agency of Kentucky charged by its laws with the responsibility for all modes of transportation.

**Limited English Proficiency (LEP)**

Individuals 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.

**Metropolitan Planning Organization (MPO)**

Policy board of an organization created and designated to carry out the metropolitan transportation planning process. MPOs are required to represent localities in all Urbanized Areas (UZA) of populations or 50,000, as determined by the US Census. MPOs designated by agreement between the Governor and unites of general-purpose local government that together represent at least 75 percent of the affected population (including the largest incorporated city, based on population, as named by the Bureau of the Census) or in accordance with procedures established by applicable State or local law. When submitting the transportation improvement program (described below), to the State for inclusion in the statewide program, MPOs self-certify that they have met all federal requirements.

**Minority**

A person or groups of persons differing from others in some characteristics, who may be, subjected to differential treatment based on race, color or national origin. Includes African Americans, Hispanics or Latinos, American Indian or Alaska native, Asians and Naïve Hawaiian or Other Pacific Islander.

**Native Hawaiian or Other Pacific Islander**

A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islander.

**Non-compliance**

The condition wherein a recipient has failed to meet prescribed requirements and has shown a lack of good-faith effort in implementing all of the Title VI requirements.

**Non-minority or non-minority group people**

Caucasians

**Ohio Department of Transportation (ODOT)**

The agency of Ohio charged by its laws with the responsibility for all modes of transportation.

**Persons**

Where designation of persons by race, color or national origin is required, the following designations ordinarily may be used: "White no of Hispanic origin," "Black not of Hispanic origin." "Hispanic," "Asian or Pacific Islander," "American Indian or Alaskan Native." Additional subcategories based on national origin or primary language spoken may be used, where appropriate, on either a national or regional basis.

**Public Participation**

An open process in which the rights of the community to be informed to provide comments to the Government and to receive a response from the Government are met through a full opportunity to be involved and to express needs and goals.

**Primary Recipient**

KYTC, ODOT, WVDOT or any department, division, or agency authorized to request federal assistance on behalf of sub-recipients and to distribute financial assistance to sub-recipients' contracts for carrying out a program.

**Program**

Includes any highway, project, or activity that provides services, financial aid or other benefits to individuals, including education or training, work opportunities, health, welfare, rehabilitation, housing or other services, whether provided directly by the recipient of federal financial assistance or provided by others through contracts or other arrangements with the recipient (i.e. Planning, Environment, Design, Right-of-Way, Construction, Safety, and Research).

**Program Area Officials**

The officials who are responsible for carrying out technical program responsibilities.

**Recipient**

Kentucky, Ohio, or West Virginia or any political subdivision or instrumentality thereof or any public or private agency, institution, or organization or other entity; or any individual in Kentucky, Ohio, or West Virginia to whom federal assistance is extended, either directly or through another recipient, for any program. Recipient includes any successor, assignee, or transferee thereof. The term "recipient" does not include any ultimate beneficiary under any such programs. Examples of recipients include MPOs, Council of Governments (COG), towns, cities, counties, school districts or any sub recipient.

**Secretary**

The chief administrative officer of the Kentucky Transportation Cabinet (KYTC), Ohio Department of Transportation (ODOT), and West Virginia Division of Highways (WVDOT).

**Statewide Transportation Improvement Program (STIP)**

Statewide transportation improvement program (STIP) for all areas for each State covering a period of at least four years. The STIP is a staged, multi-year, statewide intermodal program of transportation projects, consistent with the statewide transportation plan and planning processes as well as metropolitan plans, transportation improvement programs (TIP), and planning processes. The STIP must be developed in cooperation with the metropolitan planning organizations (MPO), public transit providers, and any Regional Transportation Planning Organization (RTPO) in the State and must be compatible with the TIPs for the metropolitan areas in the State.

**Statewide Transportation Plan (STP)**

A long-range transportation plan that provides for the development and implementation of the multimodal transportation system (including transit, highway, bicycle, pedestrian, and accessible transportation for the State. This plan must identify how the transportation system will meet the State's economic, transportation, development and sustainability goals for a least a 20-year planning horizon.



**Sub-grantee**

Any public or private agency, institution, or organization to who federal financial assistance is intended (through another recipient) for any program.

**Translation**

Translation is the replacement of a written text from one language into an equivalent written text in another.

**Transportation Improvement Program (TIP)**

Plan developed by Metropolitan Planning Organization (MPO) in cooperation with the State(s) and public transit providers detailing a list of upcoming transportation projects, covering a period of at least four years. It should include a capital and non-capital surface transportation projects, bicycle and pedestrian facilities and other transportation enhancements, Federal Lands Highway projects and safety projects included in the State's Strategic Highway Safety Plan. The TIP should include all regionally significant projects receiving FHWA or FTA funds, or for which FHWA or FTA approval is required.

**Title VI Officer, Coordinator or Liaison**

Refers to the responsible official in matters relating to Title VI. KYOVA's Title VI Coordinator reports to and assists the Executive Director in carrying out the Title VI responsibility of the KYOVA Interstate Planning Commission.

**Title VI Program**

The system of requirements developed to implement Title VI of the Civil Rights Acts of 1964. When appropriate, the phrase "Title VI Program" also refers to the civil rights provisions of other federal non-discrimination authorities to the extent that they prohibit discrimination on the grounds of race, color, national origin, sex, age and disability, including income level and Limited English Proficiency in programs or activities receiving federal financial assistance.

**West Virginia Department of Transportation (WVDOT)**

The agency of West Virginia charged by its laws with the responsibility for all modes of transportation.

**White**

A person having origins in any of the original peoples of Europe, the Middle East, or North Africa.